

STATE OF NORTH DAKOTA

Journal of the House

of the

Forty-Third Session

of the

Legislative Assembly

Begun and held at the State Capitol Building at Bismarck
December 5, 6, 7, 1972 and
January 2 to March 16, 1973, inclusive

ARTHUR G. BUNKER
 Fargo, North Dakota
 Speaker of the House

ROY GILBREATH
 Bismarck, North Dakota
 Chief Clerk

HOUSE MEMBERS

Name and Address	Phone No. (B: Bus.) (R: Res.)	District
Atkinson, Myron P. O. Box 1176 Bismarck, 58501	B: 255-2586 R: 223-5257	32. Pt. Burleigh
Austin, Milon Mott, 58646	R: 824-2442	38. Hettinger, Pt. Stark, Adams
Backes, Richard J. Glenburn, 58740	R: 362-7983 B: 362-7514	3. Renville, Pt. Ward
Backlin, LuGale 820 N. Mandan Bismarck, 58501	R: 255-3545	32. Pt. Burleigh
Bassingthwaite, Earl Sarles, 58372	R: 697-2465	10. Cavalier, Towner
Berg, H. Odell Box 83 Nash, 58264	R: 352-1503	16. Pt. Walsh
Bridston, Paul 401 Reeves Dr. Grand Forks, 58201	B: 772-5555 R: 772-6534	18. Pt. Grand Forks
Bunker, A. G. P. O. Box 2664 Fargo, 58102	B: 232-7181 R: 235-3907	21. Pt. Cass
Christensen, Harold 307 NW 8th Minot, 58701	B: 838-5111 R: 839-3323	5. Pt. Ward
Christensen, Ralph 303 E. 3rd Watford City, 58854	R: 842-3247	36. Dunn, McKenzie
Dick, Lawrence Englevale, 58028	R: 683-5693	27. Ransom, Pt. Richland
Dornacker, Eldred N. Mayville, 58257	B: 786-2015 R: 786-2734	20. Traill, Pt. Cass
Dotzenrod, Ralph Wyndmere, 58081	B: 439-2226 R: 439-2371	27. Ransom, Pt. Richland
Eagles, Aloha 1745 South 8th Fargo, 58102	R: 232-2193	21. Pt. Cass
Erickson, LeRoy DeLamere, 58022	R: 427-5812	26. Dickey, Sargent
Fleming, Charles Hamilton, 58238	R: 265-8216	11. Pembina
Freborg, Layton Underwood, 58576	R: 3721	8. McLean
Froeber, James 805 Clark Drive Minot, 58701	B: 838-6101 R: 839-4843	5. Pt. Ward
Gackle, William Kulm, 58456	B: 647-2463 R: 647-2281	28. Logan, LaMoure
Ganser, Henry Cleveland, 58424	R: 763-5363	29. Stutsman
Garnas, L. E. 1205 26th Ave. So. Fargo, 58102	R: 237-4543	21. Pt. Cass
Gengler, John F. 835 East 2nd Dickinson, 58601	R: 225-2066	37. Pt. Stark

HOUSE MEMBERS

Name and Address	Phone No. (B: Bus.) (R: Res.)	District
Grubb, Norman Powers Lake, 58773	R: 464-2861	4. Burke, Mountrail
Gronneberg, Arnold Hannaford, 58448	R: 769-4251	23. Griggs, Steele, Pt. Barnes
Gunderson, Oben Jr. McCanna, 58253	R: 397-5232	19. Pt. Grand Forks
Hartl, Robert Box 392 Rugby, 58368	B: 776-5246 R: 776-5568	7. Pierce, Pt. McHenry
Haugland, Brynhild P. O. Box 1684 Minot, 58701	R: 838-7157	5. Pt. Ward
Hausauer, Alvin 1406 22nd Street Bismarck, 58501	R: 223-6802	32. Pt. Burleigh
Hausauer, LeRoy 85 Dakota Avenue Wahpeton, 58075	R: 642-5255	25. Pt. Richland
Hendrickson, Elynor 3210 Cherry Street Grand Forks, 58201	R: 772-0633	18. Pt. Grand Forks
Hensrud, I. O. 711 13th Ave. South Grand Forks, 58201	R: 772-6796	18. Pt. Grand Forks
Hentges, Richard A. 1601 South 10th Fargo, 58102	B: 237-4142 R: 237-4944	21. Pt. Cass
Herman, Charles 2406 North 8th Fargo, 58102	B: 293-7600 R: 237-6426	21. Pt. Cass
Hickle, Ralph Center, 58530	R: 794-2533	33. Mercer, Oliver, Pt. Morton
Hildebrand, Dean 622 5th Devils Lake, 58301	R: 662-4796	15. Ramsey
Hilleboe, Peter S. 216 7th St. N. Fargo, 58102	R: 232-5501	21. Pt. Cass
Jacob, Donald G. 1003 Boyd Drive Grand Forks, 58201	B: 777-2731 R: 772-9416	18. Pt. Grand Forks
Jacobson, Irven Alamo, 58830	R: 539-2310	2. Divide, Pt. Williams
Jaeger, Clarence Beulah, 58523	R: 873-5356 B: 873-5346	33. Mercer, Oliver, Pt. Morton
Jenkins, Clark J. 118 23rd Avenue North Fargo, 58102	B: 235-0511 R: 235-7954	21. Pt. Cass
Johnson, Howard Fairdale, 58229	R: 966-2566	17. Nelson, Pt. Walsh
Johnson, Karnes Sentinel Butte, 58654	R: 582-3479	39. Golden Valley, Billings, Slope, Bowman, Pt. Stark
Kermott, Marjorie 200 7th Ave. SE Minot, 58701	R: 838-0528	5. Pt. Ward

HOUSE MEMBERS

Name and Address	Phone No. (B: Bus.) (R: Res.)	District
Kingsbury, Harley R. 143 Eastwood Drive Grafton, 58237	R: 352-1771	16. Pt. Walsh
Kloubec, Richard 1450 8th St. S. Fargo, 58102	B: 237-5930 R: 232-3843	21. Pt. Cass
Knudson, Kenneth P. O. Box 264 Taylor, 58656	R: 974-3536	38. Hettinger, Pt. Stark, Adams
Kretschmar, William Box A Venturia, 58489	B: 288-3536 R: 684-7321	30. Emmons, McIntosh
LaGrave, Violetta S. 203 4th Ave. NW Mandan, 58554	R: 663-8885	34. Pt. Morton
Lang, Theodore A. Sterling, 58572	R: 387-4589	31. Kidder, Sheridan Pt. Burleigh
Langley, Byron Warwick, 58381	R: 947-5400	12. Benson, Eddy
Larson, Gordon Sydney, 58485	R: 489-4668	29. Stutsman
Laske, Eugene 321 6th St. S. Oakes, 58474	R: 742-2456	26. Dickey, Sargent
Laughlin, Bruce Finley, 58230	R: 5563	23. Griggs, Steele, Pt. Barnes
Lee, Fern E. Towner, 58788	B: 537-5610 R: 537-5612	7. Pt. McHenry, Pierce
Leibhan, Joe B. Esmond, 58332	B: 249-3591 R: 249-3538	12. Benson, Eddy
Linderman, Dale Route No. 2, Box 18B Carrington, 58421	R: 984-4347	14. Foster, Wells
Livingston, Norman Route No. 1 Minot, 58701	R: 838-7176	3. Renville, Pt. Ward
Lodoen, Clayton 522 4th Ave. W. W. Fargo, 58078	B: 282-4425 R: 282-3564	21. Pt. Cass
Lundene, Henry Adams, 58210	R: 944-2542	17. Pt. Walsh, Nelson
McGauvran, John Osnabrock, 58269	R: 256-5912	10. Cavalier, Towner
Marsden, Lawrence Bottineau, 58318	B: 228-2261 R: 228-3046	6. Bottineau, Pt. McHenry
Martinson, Robert 900 Summit Blvd. No. 39 Bismarck, 58501	R: 255-3296	32. Pt. Burleigh
Matheny, Gordon Emmet, 58534	R: 743-4470	8. McLean
Mertens, Charles 718 7th Street Devils Lake, 58301	B: 662-3294 R: 662-2556	15. Ramsey
Metzger, Edward 410 Shady Lane Bismarck, 58501	B: 224-3294 R: 223-2149	32. Pt. Burleigh

HOUSE MEMBERS

Name and Address	Phone No. (B: Bus.) (R: Res.)	District
Meyer, Carl A. Flasher, 58535	R: 597-3361	35. Grant, Sioux, Pt. Morton
Miedema, Ernest J. Box 830 Valley City, 58072	B: 845-2732 R: 845-1418	24. Pt. Barnes
Murphy, Jack Killdeer, 58640	R: 764-5280	36. McKenzie, Dunn
Nermyr, Arnold Newburg, 58762	R: 272-3491	6. Bottineau, Pt. McHenry
Olin, Jack 1050 12th Ave. W. Dickinson, 58601	B: 225-5875 R: 225-8533	37. Pt. Stark
Olson, Alice Cavalier, 58220	R: 265-4323	11. Pembina
Opedahl, Olaf Route 2 Tioga, 58852	R: 664-2656	2. Pt. Williams, Divide
Orange, Charles 1701 University Ave. Grand Forks, 58201	R: 775-4910	18. Pt. Grand Forks
Peterson, James A. Route 1 Minot, 58701	B: 839-2134 R: 839-3042	5. Pt. Ward
Poyzer, Floyd Amenia, 58004	B: 238-6311 R: 238-6363	22. Pt. Cass
Rau, Duane Medina, 58467	R: 486-4030	29. Stutsman
Raymond, Arthur 2111 University Ave. Grand Forks, 58201	B: 777-4314 R: 775-6903	18. Pt. Grand Forks
Reimers, Robert F. R. R. 3, Box M-40 Carrington, 58421	R: 652-3322	29. Stutsman
Rice, Leonard 1211 South Broadway Minot, 58701	B: 839-5234 839-5666 R: 839-5227	5. Pt. Ward
Rivinius, Albert L. Elgin, 58533	R: 584-8346	35. Grant, Sioux Pt. Morton
Royse, Alvin Rte. 1, Box 9 Mandan, 58554	R: 663-9201	34. Pt. Morton
Rued, Royden D. Box 1666 Minot, 58701	B: 838-7110 R: 838-8277	5. Pt. Ward
Rundle, Earl New England, 58647	R: 879-6351	39. Golden Valley, Billings, Slope, Bowman, Pt. Stark
Schindler, Orville McClusky, 58463	R: 363-2323	31. Kidder, Sheridan, Pt. Burleigh
Scofield, Charles 2001 Crest Williston, 58801	B: 572-5369 R: 572-5371	1. Pt. Williams
Solberg, Oscar Rolla, 58367	R: 477-3565	9. Rolette, Pt. Towner

HOUSE MEMBERS

Name and Address	Phone No. (B: Bus.) (R: Res.)	District
Stoltenow, Earl Route 2, Box 36 Wahpeton, 58075	R: 545-7527	25. Pt. Richland
Stone, Grace 419 Princeton St. Grand Forks, 58201	B: 777-2611 R: 775-7119	18. Pt. Grand Forks
Streibel, Bryce Fessenden, 58438	B: 547-3713 R: 547-3280	14. Foster, Wells
Strinden, Earl S. 2812 Chestnut Grand Forks, 58201	B: 777-2611 R: 775-9166	18. Pt. Grand Forks
Thorsgard, Enoch Northwood, 58267	R: 587-6756	19. Pt. Grand Forks
Timm, Michael 1800 SE 2nd Minot, 58701	B: 839-6492 R: 839-2184	5. Pt. Ward
Tinjum, Larry Powers Lake, 58773	R: 464-3577	4. Burke, Mountrail
Tweten, Malcolm Buxton, 58218	B: 436-6069 R: 436-4074	20. Trail, Pt. Cass
Vander Vorst, Wilbur Hague, 58542	R: 336-7544	30. Emmons, McIntosh
Wagner, Vernon E. P. O. Box 1198 Bismarck, 58501	B: 223-9475 R: 223-0935	32. Pt. Burleigh
Watkins, Cheryl 1012 9th Street So. Fargo, 58102	B: 232-3351 R: 235-0714	21. Pt. Cass
Weber, Francis E. Wheatland, 58079	R: 672-4163	22. Pt. Cass
Welder, Joe Napoleon, 58561	B: 754-2242	28. Logan, LaMoure
Wilkie, Gerhart Box 727 Rolla, 58367	R: 477-3219	9. Rolette, Pt. Towner
Winge, Ralph M. Rte. 2, Box 85 Litchville, 58461	R: 762-7897	24. Pt. Barnes
Winkjer, Dean Box 1261 Williston, 58801	B: 572-6771 R: 572-2276	1. Pt. Williams

MEMBERS OF THE HOUSE, 1973

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	Birth Date	Member during Session of
1	Dean Winkjer	Williston	Lawyer	Married	North Dakota	1923	1973
1	Charles L. Scofield	Williston	Broadcaster	Married	Montana	1925	1973
2	Irven Jacobson	Alamo	Farmer	Married	North Dakota	1920	1971-73
2	Olaf Opedahl	Tioga	Farmer	Single	North Dakota	1912	1963-65-67-69-71-73
3	Richard J. Backes	Glenburn	Farmer	Married	North Dakota	1925	1961-63-65-67-69-71-73
3	Norman J. Livingston	Minot	Farmer	Widower	North Dakota	1912	1971-73
4	Norman E. Grubb	Powers Lake	Farmer - Securities Slsmn	Married	North Dakota	1926	1973
4	Larry E. Tinjum	Powers Lake	Farmer - Rancher	Single	North Dakota	1947	1973
5	Hal Christensen	Minot	Manager KHRT Radio	Married	South Dakota	1935	1973
5	James E. Froeber	Minot	Student Center Director MSC	Married	North Dakota	1937	1973
5	Brynhild Haugland	Minot	Farmer	Single	North Dakota	1905	1939-41-43-45-47-49-51-53-55-57-59-61-63-65-67-69-71-73
5	Marjorie (Marge) Kernott	Minot	Inactive Registered Nurse	Widow	Indiana	1913	1973
5	James A. (Jim) Peterson	Minot	Businessman	Married	North Dakota	1935	1967-69-71-73
5	Leonard O. Rice	Minot	Businessman	Married	North Dakota	1933	1971-73
5	Roy Rued	Minot	Insurance Agency Owner	Married	North Dakota	1926	1973
5	Mike Timm	Minot	Businessman	Married	North Dakota	1937	1973
6	Lawrence Marsden	Bottineau	Businessman	Married	North Dakota	1924	1973
6	Arnold Nermyr	Newburg	Farmer	Married	North Dakota	1904	1973
7	Robert D. (Bob) Hartl	Rugby	Lawyer	Married	North Dakota	1937	1973
7	Fern E. Lee	Towner	Editorial Assistant	Married	North Dakota	1909	1967-71-73
8	Layton W. Freborg	Underwood	General Contractor	Married	North Dakota	1933	1973
8	Gordon Matheny	Emmet	Farmer - Rancher	Married	North Dakota	1914	1969-73
9	Oscar Solberg	Rolla	Farmer	Married	North Dakota	1911	1949-51-53-55-59-61-63-65-67-69-71-73
9	Gerhart Wilkie	Rolla	Farmer	Married	North Dakota	1907	1957-59-61-63-65-67-69-71-73
10	Earl Bassingthwaite	Sarles	Farmer	Married	North Dakota	1907	1973
10	John McGauvran	Osnabrock	Farmer	Married	North Dakota	1925	1971-73
11	Alice Olson	Cavalier	Housewife	Married	Manitoba	1928	1973

MEMBERS OF THE HOUSE, 1973 — (Continued)

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	Birth Date	Member during Session of
11	Charles F. Fleming	Hamilton	Farmer	Married	North Dakota	1945	1971-73
12	Joe B. Leibhan	Esmond	Farmer	Married	North Dakota	1925	1967-69-73
12	Byron Langley	Warwick	Farmer - Rancher	Married	North Dakota	1926	1973
14	Bryce Streibel	Fessenden	Farmer	Married	North Dakota	1922	1957-59-63-65-67-69-71-73
14	Dale Linderman	Carrington	Farmer	Married	North Dakota	1924	1965-69-71-73
15	Dean Hildebrand	Devils Lake	Teacher	Married	North Dakota	1937	1971-73
15	Charles F. Mertens	Devils Lake	Dairy Farmer	Married	North Dakota	1933	1971-73
16	H. Odell Berg	Nash	Farmer	Married	North Dakota	1935	1969-71-73
16	Harley R. Kingsbury	Grafton	Farmer	Married	North Dakota	1913	1967-69-71-73
17	Howard C. Johnson	Fairdale	Farmer	Married	North Dakota	1915	1971-73
17	Henry O. Lundene	Adams	Farmer	Married	Alabama	1904	1963-65-69-71-73
18	Paul J. Bridston	Grand Forks	President Sav. & Loan Ass.	Married	North Dakota	1928	1973
18	Elynor Hendrickson	Grand Forks	Community Worker	Married	Colorado	1917	1973
18	I. O. (Sparky) Hensrud	Grand Forks	Foreman, Valley Contractor	Married	North Dakota	1907	1967-69-71-73
18	Donald G. Jacob	Grand Forks	News Director	Married	California	1942	1973
18	Art Raymond	Grand Forks	Journalist	Married	South Dakota	1925	1971-73
18	Grace Stone	Grand Forks	Housewife	Married	North Dakota	1908	1967-69-71-73
18	Earl S. Strinden	Grand Forks	Developer	Married	North Dakota	1931	1967-69-71-73
18	Charles E. Orange	Grand Forks	Construction & Electronics	Single	Tennessee	1939	1973
19	Oben Gunderson, Jr.	McCanna	Farmer	Married	North Dakota	1927	1971-73
19	Enoch Thorsgard	Northwood	Farmer	Married	North Dakota	1917	1969-71-73
20	Eldred N. Dornacker	Mayville	Farmer - Businessman	Married	North Dakota	1913	1963-65-67-69-71-73
20	Malcolm S. Tweten	Buxton	Farmer	Married	North Dakota	1925	1973
21	A. G. (Art) Bunker	Fargo	Insurance Executive	Married	Illinois	1927	1967-69-71-73
21	Aloha Eagles	Fargo	Housewife	Married	Minnesota	1916	1967-69-71-73
21	L. E. (Les) Garnas	Fargo	Retired	Married	North Dakota	1912	1973
21	Richard A. Hentges	Fargo	Real Estate Broker	Married	North Dakota	1934	1969-71-73

MEMBERS OF THE HOUSE, 1973 — (Continued)

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	Birth Date	Member during Session of
21	Charles E. Herman	Fargo	Director Marketing, Gate City Savings & Loan	Married	Minnesota	1920	1957-71-73
21	Peter Hilleboe	Fargo	Financial Consultant	Married	Minnesota	1921	1965-67-69-71-73
21	Clark J. Jenkins	Fargo	Banker	Married	North Dakota	1916	1967-69-71-73
21	Richard W. Kloubecc	Fargo	President, DuoFas Dakota	Married	North Dakota	1931	1973
21	Clayton A. Lodoen	West Fargo	Real Estate & Insurance	Married	Minnesota	1923	1973
21	Cheryl A. Watkins	Fargo	Teacher	Single	Minnesota	1941	1973
22	Floyd Poyzer	Amenia	Businessman - Farmer	Married	Minnesota	1911	1973
22	Francis E. (Hank) Weber	Wheatland	Farmer	Married	North Dakota	1924	1963-65 (Senate)-67-69-71-73
23	Arnold J. Gronneberg	Hannaford	Farmer	Married	North Dakota	1912	1971-73
23	Bruce Laughlin	Finley	Farmer	Married	North Dakota	1930	1971-73
24	Ernest J. Miedema	Valley City	Furniture Dealer	Married	North Dakota	1932	1969-71-73
24	Ralph M. Winge	Litchville	Farmer	Single	North Dakota	1925	1959-61-63-65-67-71-73
25	Roy Hausauer	Wahpeton	Motel Owner	Married	Minnesota	1920	1971-73
25	Earl Stoltenow	Wahpeton	Farmer	Married	North Dakota	1924	1967-69-71-73
26	LeRoy Erickson	Milnor	Farmer	Married	North Dakota	1926	1967-73
26	E. C. (Gene) Laske	Oakes	Businessman	Married	North Dakota	1925	1973
27	Lawrence Dick	Englevale	Farmer	Married	Nebraska	1905	1955-57-59-61-63-65-67-69-71-73
27	Ralph Dotzenrod	Wyndmere	Implement Dealer	Married	Minnesota	1909	1971-73
28	William F. Gackle	Kulm	Farmer	Married	North Dakota	1927	1963-67-69-71-73
28	Joseph Welder	Napoleon	Accountant	Married	North Dakota	1914	1963-65-67-69-71-73
29	Gordon Larson	Sydney	Farmer	Single	North Dakota	1917	1967-69-71-73
29	Duane Rau	Medina	Farmer	Married	North Dakota	1929	1973
29	Robert F. Reimers	Melville	Farmer - Seed Wholesale	Married	North Dakota	1923	1961-63-65-67-69-71-73
29	Henry Ganser	Cleveland	Farmer	Married	North Dakota	1908	1963-65-67-69-71-73
30	William E. Kretschmar	Venturia	Attorney	Single	Minnesota	1933	1973

MEMBERS OF HOUSE, 1973 — (Continued)

Dist. No.	Name	Home Address	Occupation	Marital Status	Where Born	Birth Date	Member during Session of
30	Wilbur Vander Vorst	Hague	Farmer	Widower	North Dakota	1917	1973
31	Theodore (Ted) A. Lang	Sterling	Farmer	Married	North Dakota	1911	1965-67-69-71-73
31	Orville Schindler	McClusky	Farmer	Married	North Dakota	1924	1973
32	Myron Atkinson	Bismarck	Attorney, Realtor	Married	North Dakota	1927	1969-71-73
32	LuCale Backlin	Bismarck	Secretary	Married	North Dakota	1940	1973
32	Alvin Hausauer	Bismarck	Farmer	Married	North Dakota	1927	1971-73
32	Robert Martinson	Bismarck	Salesman	Single	North Dakota	1946	1973
32	Edward Metzger	Bismarck	Line Agent, MDU	Married	North Dakota	1927	1967-69-71-73
32	Vernon E. Wagner	Bismarck	Associate Ex. Sec. N. D. Medical Association	Married	North Dakota	1926	1963-65-67-69-71-73
33	Clarence Jaeger	Beulah	President, Tri-County Corp.	Married	North Dakota	1933	1973
33	Ralph Hickie	Center	Farmer	Married	North Dakota	1904	1965-67-69-71-73
34	Violetta (Vi) LaGrave	Mandan	Registered Nurse	Widow	North Dakota	1919	1973
34	Alvin (Al) Royse	Mandan	Graduate Student UND	Single	North Dakota	1950	1973
35	Albert L. Rivinius	Elgin	Farmer	Married	North Dakota	1916	1965-67-69-71-73
35	Carl A. Meyer	Flasher	Farmer - Restaurant Owner	Married	Iowa	1903	1959-61-63-65-71-73
36	Ralph M. Christensen	Watford City	Businessman	Married	North Dakota	1911	1973
36	J. R. Murphy	Killdeer	Rancher	Married	North Dakota	1912	1971-73
37	Jack Olin	Dickinson	Businessman	Married	North Dakota	1932	1973
37	John F. Gengler	Dickinson	Railroad Conductor	Married	North Dakota	1916	1961-65-71-73
38	Milon Austin	Mott	Retired Farmer	Married	Wisconsin	1901	1963-67-69-71-73
38	Kenneth Knudson	Taylor	Farmer	Single	North Dakota	1927	1967-69-71-73
39	Karnes Johnson	Sentinel Butte	Rancher	Married	North Dakota	1912	1965-67-69-71-73
39	Earl C. Rundle	New England	Farmer - Rancher	Married	North Dakota	1906	1965-67-69-71-73

SENATE MEMBERS

Name and Address	Phone No. (R: Res.) (B: Bus.)	District
Anderson, C. Morris 419 NW 11th Minot, 58701	R: 839-7037 B: 839-3108	5. Pt. Ward
Barth, Francis Solen, 58570	R: 456-5563	35. Grant, Sioux Pt. Morton
Berube, Philip 315 Main Avenue E Rolla, 58367	R: 477-5242	9. Rolette, Pt. Towner
Butler, Francis J. 1753 8th St. S. Fargo, 58102	B: 235-6472 R: 237-3436	21. Pt. Cass
Christensen, L. D. (Lee) Kenmare, 58746	R: 385-4355	3. Renville, Pt. Ward
Coughlin, John D. (Jack) Box 1273 Minot, 58701	R: 838-3602	5. Pt. Ward
Erdman, Walter 1202 Bennett St. Bottineau, 58318	R: 228-3247	6. Bottineau, Pt. McHenry
Freed, Howard A. 926 7th Ave. West Dickinson, 58601	B: 225-6711 R: 225-8513	37. Pt. Stark
Fritzell, Stella 1120 Cottonwood Grand Forks, 58201	R: 772-1014	18. Pt. Grand Forks
Goldberg, Richard Box 427 West Fargo, 58078	B: 282-3269 R: 235-0121	21. Pt. Cass
Goodman, Chuck P. O. Box "G" Grand Forks, 58201	R: 775-5072	18. Pt. Grand Forks
Gronhovd, Arthur Finley, 58230	R: 347	23. Griggs, Steele, Pt. Barnes
Hoffner, S. F. Esmond, 58332	R: 249-3474	12. Benson, Eddy
Holand, Donald C. 609 First Nat'l Bank Bldg. Fargo, 58102	B: 237-9782 R: 237-9382	21. Pt. Cass
Iszler, Harry Streeter, 58483	R: 424-3630	31. Kidder, Sheridan Pt. Burleigh
Jacobson, J. Garvin Alexander, 58831	R: 828-3498	36. McKenzie, Dunn
Jones, H. Kent Webster, 58382	R: 395-8382	15. Ramsey
Kautzmann, Emil E. 200 9th Street NW Mandan, 58554	B: 663-6435 R: 663-6162	34. Pt. Morton
Larson, Lester Brocket, 58321	R: 259-2282	17. Pt. Walsh, Nelson
Lee, Shirley Turtle Lake, 58575	R: 448-2360	8. McLean
Lips, Evan E. P. O. Box 775 Bismarck, 58501	B: 223-6465 R: 223-8765	32. Pt. Burleigh

SENATE MEMBERS

Name and Address	Phone No. (R: Res.) (B: Bus.)	District
Litten, C. Warner P. O. Box 2067 Fargo, 58102	B: 232-3261 R: 232-0712	21. Pt. Cass
Longmire, George 24-North 4th Street Grand Forks, 58201	B: 772-0951 R: 775-6585	18. Pt. Grand Forks
Melland, Robert P. O. Box 112 Jamestown, 58401	B: 252-1240 R: 252-3136	29. Stutsman
Morgan, Kenneth L. Walcott, 58077	R: 428-3831	27. Pt. Richland, Ransom
Mutch, Duane Larimore, 58251	B: 343-2302 R: 343-2360	19. Pt. Grand Forks
Naaden, Lawrence Braddock, 58524	R: 332-6374	30. Emmons, McIntosh
Nasset, Robert M. Regent, 58650	R: 563-4612	38. Hettinger, Adams, Pt. Stark
Nething, David E. P. O. Box 1599 Jamestown, 58401	B: 252-5541 R: 252-3353	29. Stutsman
Page, Jack Cavalier, 58220	B: 265-8812 R: 265-8325	11. Pembina
Peterson, Curtis 2514-9½ Street North Fargo, 58102	B: 235-3304 R: 235-6742	21. Pt. Cass
Pyle, Ernest G. Casselton, 58012	R: 672-4827	22. Pt. Cass
Rait, George Noonan, 58765	R: 925-6149	2. Pt. Williams, Divide
Redlin, Rolland Box 1090 Minot, 58701	B: 839-7711 R: 838-4791	5. Pt. Ward
Reiten, Chester 2021 Ida Mae Court Minot, 58701	B: 838-2104 R: 839-4491	5. Pt. Ward
Ringsak, Elton W. P. O. Box 308 Grafton, 58237	B: 352-1550 R: 352-2987	16. Pt. Walsh
Roen, Leland 105 2nd Ave. W. Bowman, 58623	R: 523-3169	39. Billings, Bowman, Golden Valley, Slope, Pt. Adams
Sands, Ernest Velva, 58790	B: 338-3031 R: 338-3551	7. Pierce, Pt. McHenry
Sandness, Claire LaMoure, 58458	R: 883-5876	28. LaMoure, Logan
Schultz, Clarence G. 907 Lincoln Avenue Harvey, 58341	R: 324-2875	14. Foster, Wells
Schultz, Jay 210 Arikara E. Bismarck, 58501	R: 255-1325	32. Pt. Burleigh
Shablow, Frank Langdon, 58249	B: 697-2287 R: 256-2529	10. Cavalier, Towner
Smykowski, James Cayuga, 58013	R: 538-4466	26. Dickey, Sargent

SENATE MEMBERS

Name and Address	Phone No. (R: Res.) (B: Bus.)	District
Solberg, I. E. (Esky)..... 925 N. 6th St. Bismarck, 58501	B: 223-2700 R: 223-1778	32. Pt. Burleigh
Strand, Gilman..... Portland, 58274	R: 928-5061	20. Traill, Pt. Cass
Strinden, Theron L..... Litchville, 58461	B: 762-3630 R: 762-3255	24. Pt. Barnes
Stroup, Robert L..... P. O. Box 446 Hazen, 58545	B: 748-2242 R: 748-2453	33. Oliver, Mercer, Pt. Morton
Thane, Russell..... Route 1 Wahpeton, 58075	R: 642-8134	25. Pt. Richland
Tweten, Kenneth..... 235 27th Ave. S. Grand Forks, 58201	R: 772-9598	18. Pt. Grand Forks
Wenstrom, Frank..... P. O. Box 187 Williston, 58801	R: 572-5783	1. Pt. Williams
Wright, Stanley..... Box 97 Stanley, 58784	B: 628-2950 R: 628-2628	4. Burke, Mountrail

HOUSE EMPLOYEES

Name	Position	Home
Roy Gilbreath	Chief Clerk	Bismarck
Delano Wawers	Ass't Chief Clerk	Fairmount
Barbara King	Desk Reporter	Williston
Clara Wendt	Bill Clerk	Bismarck
Cecil Crandall	Sergeant at Arms	Bismarck
Olger Sandven	Deputy Sergeant at Arms	York
A. E. (Ted) Smith	Ass't. Sergeant at Arms	Fargo
Jack Whereatt	Ass't. Sergeant at Arms	Bismarck
Jim Halvorson	Ass't Sergeant at Arms	Minot
Ed Garvin	Ass't. Sergeant at Arms	Bismarck
Gladys Van Vleet	Calendar Clerk	Bismarck
Terry Olson	Secretary to Speaker	Fargo
Mavis Patchen	Sec. to Majority Leader	Bismarck
Virginia Miller	Sec. to Minority Leader	Bismarck
Lela Knudsen	Chief Committee Clerk	Bismarck
Eleanor Runyan	Appropriations Clerk	Mandan
Betty Ann Newhardt	Committee Clerk	Bismarck
Louise Ebert	Committee Clerk	Bismarck
Barbara Middaugh	Committee Clerk	Bismarck
Sharon Hart	Committee Clerk	Bismarck
Helen Soma	Ass't Committee Clerk	Bismarck
Maude Grambs	Ass't Committee Clerk	Bismarck
Florence Nemer	Chief Steno & Payroll Clerk	Bismarck
Michelle Mushik	Stenographer	Bismarck
Darlyne Clausnitzer	Stenographer	Bismarck
Cindy Halverson	Stenographer	Menoken
Janice Thon	Stenographer	Bismarck
Judy Lies	Stenographer	Bismarck
Jeri Kirchmeier	Typist	Mandan
Vickie Brooks	Typist	Lansford
Enola Eck	Journal Room Clerk	Bismarck
Frank Zent	Journal Room Clerk	Bismarck
Delores Roth	Journal Room Typist	Bismarck
Ruby Stadick	Bill Room Clerk	Underwood
John L. Robinson	Bill Room Clerk	Bismarck
Mary Mayer	Bill Room Clerk	Bismarck
Avis Hagen	Chief Page	Bismarck
Willia Carlson	Bill Book Clerk & Page	Bismarck
Nancy Allan	Bill Book Clerk & Page	Bismarck
Douglas Backman	Bill Book Clerk & Page	Bismarck
Bruce Quale	Bill Book Clerk & Page	Watford City
Ron Wenaas	Bill Book Clerk & Page	Carrington
Jim Watts	Bill Book Clerk & Page	Minot
Marvin Haugan	Bill Book Clerk & Page	Hannaford
Elaine Stern	Bill Book Clerk & Page	Garrison
Terri Earl	Bill Book Clerk & Page	Bismarck
Geraldine Patchen	Bill Book Clerk & Page	Bismarck
Kristine Strand	Bill Book Clerk & Page	Tolley
Vangie Olson	Bill Book Clerk & Page	Bismarck
Allison Schultz	Bill Book Clerk & Page	Adams

HOUSE EMPLOYEES

Name	Position	Home
Peggy Stenehjem.....	Chief Telephone Clerk	Bismarck
Mary Keough.....	Telephone Clerk	Keene
Eunice Anderson.....	Information Clerk	Bismarck
Bernice Herner.....	Enrolling & Engrossing Clerk	Mandan
Marie Skjod.....	Enrolling & Engrossing Clerk	Mandan
Phyllis Ehrmann.....	Proofreader	Bismarck
Philip Brown.....	Proofreader	Bismarck
Pius Reis.....	Parking Lot Attendant	Napoleon
John Sprynczynatyk.....	Custodian	Bismarck
Matt Roehrick.....	Custodian	Bismarck
Lucas Giesinger.....	Custodian	Bismarck
Arnold Schmitt.....	Custodian	Bismarck

HOUSE PAYROLL

(Weekly Wages)

Chief Clerk	\$240.00
Assistant Chief Clerk	210.00
Desk Reporter	240.00
Bill Clerk	180.00
Calendar Clerk	150.00
Sergeant-at-Arms	150.00
Deputy Sergeant-at-Arms	126.00
Assistant Sergeant-at-Arms (4)	120.00
Secretary to Speaker	156.00
Secretary to Majority Floor Leader	156.00
Secretary to Minority Floor Leader	156.00
Chief Committee Clerk	162.00
Appropriations Committee Clerk	156.00
Committee Clerks (4)	150.00
Enrolling and Engrossing Clerks (2)	150.00
Assistant Committee Clerks (2)	144.00
Chief Stenographer and Payroll	162.00
Stenographers (5)	138.00
Chief Page	138.00
Bill Book Clerks and Pages (13)	120.00
Typists (3)	132.00
Proofreaders (2)	150.00
Bill Room Clerks (3)	114.00
Journal Room Clerks (2)	114.00
Information Desk Attendant	120.00
Chief Telephone Attendant	126.00
Telephone Attendant	126.00
Parking Lot Attendant	126.00
Custodians (4)	96.00

43RD SESSION HOUSE ERRATA SHEET

Page 17, delete lines 26, 27, and 28, and insert in lieu thereof the following:

"The motion of Rep. Streibel to adopt the Temporary Rules prevailed.

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

Page 28, before line 2, insert the following:

"Mr. Speaker: Your Procedural Committee on Rules recommends the following amendments to House Rules:

Page 141, line 2, delete the word "lost" and insert in lieu thereof the word "passed"

Page 218, line 6, following the word "same" insert "do pass and"

Page 230, line 4, delete "Rep. Murphy" and insert in lieu thereof the words "Reps. Murphy and Hickle"

Page 233, line 32, following the word "same" insert "do pass and"

Page 437, line 18, following the word "same" insert "do pass and"

Page 535, line 60, following the word "same" insert "do pass and"

Page 780, delete lines 40 through 49, and insert in lieu thereof the following: House Bill No. 1475. A BILL for an Act relating to probate of decedent's estates, and authorizing creation of the office of county probate counsel, setting forth his powers and duties, setting maximum attorney's fees in certain cases; to create and enact section 30-17-04.1, relating to short term notice to creditors; and to amend and reenact subsection 1 of section 30-17-01, and sections 30-17-04, 30-17-05, 30-20-03, and 30-20-04 of the North Dakota Century Code, relating to the compensation of executors and administrators, fees charged for services rendered to executors or administrators, and to the size of estates which may be subject to summary probate procedures.

Page 966, line 59, correct the spelling of the word "philosophical".

Page 968, line 26, correct the spelling of the name "Tweten".

Page 995, line 24, correct the spelling of the name "Hausauer".

Page 995, line 24, correct the spelling of the word "rise".

Page 1300, line 44, following the words "adopted the" delete the word "Senate" and insert in lieu thereof the word "House".

"Buy North Dakota Products"

Organizational and Orientation Session December 5, 6, 7, 1972

Journal of the House

Forty-third Legislative Assembly

ORGANIZATIONAL AND ORIENTATION SESSION FIRST DAY

Bismarck, December 5, 1972

At the hour of nine o'clock A.M. on the fifth day of December, 1972, 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 1971 Legislative Session, Howard Bier.

The list of the qualified members as certified by the Secretary of State was read by the 1971 Chief Clerk, Roy Gilbreath, as follows:

STATE OF NORTH DAKOTA

DEPARTMENT OF STATE

Bismarck, North Dakota

58501

November 29, 1972

Chief Clerk of the House of Representatives

Forty-third 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-third Legislative Assembly of the state of North Dakota:

Dist.	County	Name	Address
1.	Pt. Williams	Dean Winkjer	Williston
		Charles Scofield	Williston
2.	Divide and Pt. Williams	Olaf Opedahl	Tioga
		Irven Jacobson	Alamo
3.	Renville and Pt. Ward	Richard J. Backes	Glenburn
		Norman J. Livingston	Minot
4.	Burke, Mountrail	Norman E. Grubb	Powers Lake
		Larry E. Tinjum	Powers Lake
5.	Pt. Ward	Hal Christensen	Minot
		James E. Froeber	Minot
		Brynhild Haugland	Minot
		Marge Kermott	Minot
		James (Jim) Peterson	Minot

Dist.	County	Name	Address
		Leonard O. Rice.....	Minot
		Roy Rued.....	Minot
		Mike Timm.....	Minot
6.	Bottineau and Pt. McHenry	Lawrence Marsden.....	Bottineau
		Arnold Nermyr.....	Newburg
7.	Pierce and Pt. McHenry	Robert D. (Bob) Hartl.....	Rugby
		Fern E. Lee.....	Towner
8.	McLean	Gordon Matheny.....	Emmet
		Layton W. Freborg.....	Underwood
9.	Rolette	Oscar Solberg.....	Rolla
		Gerhart Wilkie.....	Rolla
10.	Cavalier, Towner	Earl Bassingthwaite.....	Sarles
		John McGauvran.....	Osnabrock
11.	Pembina	Alice Olson.....	Cavalier
		Charles F. Fleming.....	Hamilton
12.	Benson, Eddy	Joe B. Leibhan.....	Esmond
		Byron Langley.....	Warwick
14.	Foster, Wells	Bryce Streibel.....	Fessenden
		Vacancy to be filled January 12, 1973	
15.	Ramsey	Dean Hildebrand.....	Devils Lake
		Charles Mertens.....	Devils Lake
16.	Pt. Walsh	Harley R. Kingsbury.....	Grafton
		H. Odell Berg.....	Nash
17.	Nelson, Pt. Walsh	Howard C. Johnson.....	Fairdale
		Henry O. Lundene.....	Adams
18.	Pt. Grand Forks	Paul J. Bridston.....	Grand Forks
		Elynor Hendrickson.....	Grand Forks
		I. O. (Sparky)	
		Hensrud.....	Grand Forks
		Donald G. Jacob.....	Grand Forks
		Art Raymond.....	Grand Forks
		Grace (Mrs. J. Lloyd)	
		Stone.....	Grand Forks
		Earl S. Strinden.....	Grand Forks
		Charles E. Orange.....	Grand Forks
19.	Pt. Grand Forks	Oben Gunderson, Jr.....	McCanna
		Enoch Thorsgard.....	Northwood
20.	Traill, Pt. Cass	Eldred N. Dornacker.....	Mayville
		Malcolm S. Tweten.....	Buxton
21.	Pt. Cass	A. G. (Art) Bunker.....	Fargo
		Aloha Eagles.....	Fargo
		L. E. (Les) Garnas.....	Fargo
		Richard A. Hentges.....	Fargo
		Charles E. Herman.....	Fargo
		Peter Hilleboe.....	Fargo
		Clark J. Jenkins.....	Fargo
		Richard W. Kloubec.....	Fargo
		Clayton A. Lodoen.....	West Fargo
		Cheryl A. Watkins.....	Fargo
22.	Pt. Cass	Floyd Poyzer.....	Amenia
		Francis E. (Hank)	
		Weber.....	Wheatland
23.	Griggs, Steele, Pt. Barnes	Bruce Laughlin.....	Finley
		Arnold J. Gronneberg.....	Hannaford
24.	Pt. Barnes	Ernest J. Miedema.....	Valley City
		Ralph M. Winge.....	Litchville

Dist. County	Name	Address
25. Pt. Richland	Roy Hausauer	Wahpeton
	Earl Stoltenow	Wahpeton
26. Dickey, Sargent	LeRoy Erickson	DeLamere
	Gene Laske	Oakes
27. Ransom, Pt. Richland	Lawrence Dick	Englevale
	Ralph Dotzenrod	Wyndmere
28. LaMoure, Logan	William F. Gackle	Kulm
	Joseph Welder	Napoleon
29. Stutsman	Gordon Larson	Sydney
	Duane Rau	Medina
	Robert F. Reimers	Melville
	Henry Ganser	Cleveland
30. Emmons, McIntosh	William E. Kretschmar	Venturia
	Wilbur Vander Vorst	Hague
31. Kidder, Sheridan, Pt. Burleigh	Theodore A. (Ted) Lang	Sterling
	Orville Schindler	McClusky
	Alvin Hausauer	Bismarck
32. Pt. Burleigh	Robert Martinson	Bismarck
	Vernon E. Wagner	Bismarck
	Myron Atkinson, Jr.	Bismarck
	LuGale Backlin	Bismarck
	Edward Metzger	Bismarck
33. Mercer, Oliver, Pt. Morton	Ralph Hickle	Center
	Clarence Jaeger	Beulah
34. Pt. Morton	Alvin (Al) Royse	Mandan
	Violetta (Vi) Stasney LaGrave	Mandan
	Albert L. Rivinius	Elgin
35. Grant, Sioux, Pt. Morton	Carl A. Meyer	Flasher
	Ralph M. Christensen	Watford City
37. Pt. Stark	J. R. Murphy	Killdeer
	Jack Olin	Dickinson
38. Adams, Hettinger, Pt. Stark	John F. Gengler	Dickinson
	Milon Austin	Mott
39. Billings, Bowman, Golden Valley, Slope, Pt. Stark	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 29th day of November, A.D. 1972.

BEN MEIER
SECRETARY OF STATE
STATE OF NORTH DAKOTA

Great Seal.

The roll was called and there were 99 present; 1 election pending, and 2 absent as follows: Reps. Lundene and Welder.

A quorum was declared by Acting Speaker Bier.

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

Associate Justice Teigen was escorted to the rostrum and administered the Oath of Office to the members.

Prayer was offered by Rev. Thomas E. Kramer, Director of Catholic Education, Bismarck Roman Catholic Diocese, Bismarck, North Dakota.

Mileage slips and other materials were distributed and explained.

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 Acting Speaker Bier presiding.

Rep. Backes moved that the House stand for a moment of silence in tribute to Rep. Bassingthwaite's mother, who passed away this morning, which motion prevailed.

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

Rep. Strinden nominated Roy Gilbreath as Chief Clerk. Rep. James Peterson 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 95 ayes; 0 nays; 6 absent and not voting; 1 election pending.

Those voting for Gilbreath were:

Atkinson	Gunderson	Laske	Reimers
Austin	Hartl	Laughlin	Rice
Backes	Haugland	Lee	Rivinius
Backlin	Hausauer, A.	Liebhan	Royse
Bassingthwaite	Hausauer, L.	Livingston	Rued
Berg	Hendrickson	Lodoen	Rundie
Bridston	Hensrud	McGauvran	Schindler
Bunker	Herman	Marsden	Scofield
Christensen, H.	Hickle	Martinson	Solberg
Christensen, R.	Hildebrand	Matheny	Stoltenow
Dick	Jacob	Mertens	Stone
Dornacker	Jacobson	Metzger	Streibel
Dotzenrod	Jaeger	Meyer	Strinden
Eagles	Jenkins	Miedema	Thorsgard
Erickson	Johnson, K.	Murphy	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kingsbury	Olin	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Weber
Gengler	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Absent and not voting:			
Hentges	Johnson, H.	Lundene	Welder
Hilleboe			

So Roy Gilbreath was declared elected as 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. Winkjer nominated Barbara King as Desk Reporter. Rep. Scofield moved that the nominations be closed, which motion prevailed, 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; 4 absent and not voting; 1 election pending.

Those voting for Barbara King were:

Atkinson	Hartl	Laske	Reimers
Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Liebhan	Royse
Bassingthwaite	Hendrickson	Livingston	Rued
Berg	Hensrud	Lodoen	Rundle
Bridston	Hentges	McGauvran	Schindler
Bunker	Herman	Marsden	Scofield
Christensen, H.	Hildebrand	Martinson	Solberg
Christensen, R.	Hilleboe	Matheny	Stoltenow
Dick	Jacob	Mertens	Stone
Dornacker	Jacobson	Metzger	Streibel
Dotzenrod	Jaeger	Meyer	Strinden
Eagles	Jenkins	Miedema	Thorsgard
Erickson	Johnson, K.	Murphy	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kingsbury	Olin	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Weber
Gengler	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Gunderson			

Absent and not voting:

Hickle	Johnson, H.	Lundene	Welder
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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 Al Hausauer nominated Cecil Crandell. Rep. LaGrave moved that nominations cease, which motion prevailed and the roll was taken.

ROLL CALL

The question being on the election of Cecil Crandall as Sergeant-at-Arms, the roll disclosed 96 ayes; 0 nays; 5 absent and not voting; 1 election pending.

Those voting for Cecil Crandall were:

Atkinson	Gunderson	Larson	Raymond
Austin	Haugland	Laske	Reimers
Backes	Hausauer, A.	Laughlin	Rice
Backlin	Hausauer, L.	Lee	Rivinius
Bassingthwaite	Hendrickson	Liebhan	Royse
Berg	Hensrud	Livingston	Rued
Bridston	Hentges	Lodoen	Rundle
Bunker	Herman	McGauvran	Schindler
Christensen, H.	Hickle	Marsden	Scofield
Christensen, R.	Hildebrand	Martinson	Solberg
Dick	Hilleboe	Matheny	Stoltenow
Dornacker	Jacob	Mertens	Stone
Dotzenrod	Jacobson	Metzger	Streibel
Eagles	Jaeger	Meyer	Strinden
Erickson	Jenkins	Miedema	Thorsgard
Fleming	Johnson, K.	Murphy	Timm
Freborg	Kermott	Nermyr	Tinjum
Freober	Kingsbury	Olin	Tweten
Gackle	Kloubec	Olson	Vander Vorst
Ganser	Knudson	Opedahl	Wagner
Garnas	Kretschmar	Orange	Watkins
Gengler	LaGrave	Peterson	Weber
Grubb	Lang	Poyzer	Winge
Gronneberg	Langley	Rau	Winkjer

Absent and not voting:

Hartl

Lundene

Welder

Wilkie

Johnson, H.

So Cecil Crandall was declared elected Sergeant-at-Arms, and Acting Speaker Bier administered the oath of office to Mr. Crandall.

Speaker Bier announced the next item of business would be the nomination of the Speaker of the House.

Rep. Haugland:

"Mr. Acting Speaker and fellow members of the House of Representatives:

"The leadership that can be exerted by the Speaker of the House makes it one of the most important positions in the State.

"The man who is chosen must have certain definite qualifications.

"He must be a man of ability.

"He must have experience, and above all, he must be honest, fair, and sincere.

"The man whose name I am about to place in nomination possesses all of these qualifications.

"He is able, as all of you well know who have served with him in the House. He is fair to all members and factions.

"He is experienced.

"He knows the wants, the desires, the needs of our people for he is one of them.

"Rep. Art Bunker is a Veteran of World War II and the Korean Conflict. He is a graduate of North Dakota State University.

"He served as Vice Chairman of the Committee on Industry and Business in the 1969 Session and was Chairman of the Committee on Industry, Business and Labor in the 1971 Session.

"He was a member of the Majority Policy Committee in the last Session. He is a member of the Legislative Council.

"He will be an able leader who will give fair and equal treatment to each and every member of the House.

"I deem it an honor and a privilege to place in nomination as Candidate for Speaker of the House the name of a fine gentleman, Rep. Art Bunker of the 21st District, and ask your support for him." Rep. Knudson:

"Mr. Speaker, Ladies and Gentlemen of the Assembly:

"It is my privilege to second the nomination of Representative Art Bunker for the office of Speaker of the House. Representative Haugland has left me little to say about him. I merely wish to reiterate her remarks about his qualifications. I am confident he will perform with distinction as our Speaker, and will be most fair in making difficult decisions and rulings as the presiding officer. It is a privilege to second the nomination of Art Bunker." Rep. Solberg:

"Mr. Speaker:

"The greatest honor this Assembly can confer on one of its members is to nominate him or her to be the presiding officer. To be a candidate for Speaker one must have demonstrated his capability, honesty, fairness, and a thorough knowledge of the process of our representative government. The man I have the honor of nominating possesses all these requirements. He knows our State well for he was born and raised in the western part of North Dakota at Van Hook where he attended grade school and high school. After this he attended North Dakota State University where he received his degree in Agricultural Economics. He farmed in the Van Hook area until his farm was inundated by the Garrison Dam and then moved to a farm at Litchville, North Dakota, in 1953.

"He was first elected to the State Legislature in 1958 and has served in this Assembly in the 1959-61-63-65-67 and 71 Sessions, and is now serving his seventh session. He served as Chairman of the Transportation Committee in the 1965 Session and was a member of the Legislative Council for six years, where he served as Chairman of the Legislative Council's Transportation Committee during the 1967-69 biennium. His services to his community have been as generous as his services to the State. He is a member of the Litchville First Lutheran Church and has served as Trustee, Secretary, and President of the congregation.

"It is a pleasure and a privilege for me to place in nomination for Speaker of the House the name of a personal friend and a highly respected member of this Assembly, Representative Ralph Winge of the 24th Legislative District."

Rep. Weber:

"Mr. Speaker and Members of this Legislative Assembly:

"I have known Rep. Winge since the 1963 Session, and I have known no more honorable or conscientious Legislator than Ralph Winge and at this time I would like to second the nomination of Ralph Winge as Speaker of the House."

Rep. Streibel moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the election of the Speaker, the roll was called and disclosed Bunker, 78; Winge, 19; absent and not voting, 3; passes, 1; 1 election pending.

Those voting for Rep. Bunker were:

Atkinson	Haugland	Lang	Reimers
Austin	Hausauer, A.	Larson	Rice
Backlin	Hausauer, L.	Laske	Rivinius
Berg	Hendrickson	Lee	Royse
Bridston	Hensrud	Liebhan	Rued
Bunker	Hentges	Lodoen	Rundle
Christensen, H.	Herman	Marsden	Schindler
Christensen, R.	Hickle	Martinson	Scotfield
Dick	Hildebrand	Matheny	Stoltenow
Dornacker	Hilleboe	Metzger	Stone
Eagles	Jacob	Miedema	Streibel
Erickson	Jaeger	Murphy	Strinden
Freborg	Jenkins	Nermyr	Thorsgard
Froeber	Johnson, K.	Olin	Timm
Gackle	Kermott	Olsen	Twetén
Ganser	Kingsbury	Peterson	Vander Vorst
Garnas	Kloubec	Poyzer	Wagner
Grubb	Knudson	Rau	Watkins
Gunderson	Kretschmar	Raymond	Winkjer
Hartil	LaGrave		

Those voting for Rep. Winge were:

Backes	Gronneberg	McGauvran	Solberg
Bassingthwaite	Jacobson	Mertens	Tinjum
Dotzenrod	Langley	Meyer	Weber
Fleming	Laughlin	Opedahl	Wilkie
Gengler	Livingston	Orange	

Absent and not voting:

Johnson, H.	Lundene	Welder
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Winge passed.

Rep Winge:

"Mr. Speaker:

"It was an honor and a pleasure for me to receive the nomination

of my party for the Office of Speaker. I know Rep. Bunker to be a formidable opponent, but he has outgrown me in both directions.

"This leaves me without any kind of speech because I had one prepared for accepting. I am not sure but what the same thing did not happen to some of my partners on November 7, when, as they say, 'A strange thing happened on our way to Bismarck.'

"When Rep. Bunker and I were down there on the mat wrestling it out and Rep. Wagner was the referee and about to slap the three counts for the fall, we were all about the same height.

"My congratulations and the congratulations of the Majority certainly to Rep. Bunker with the best wishes for a smooth running session.

"Now, Mr. Speaker, I move that the Chief Clerk be instructed to cast a unanimous ballot for Rep. Bunker for Speaker of the House."

Rep. Winge's motion prevailed, and Rep. Bunker was declared unanimously elected as Speaker of the House of Representatives.

Rep. Streibel moved that a committee of two be appointed to escort the newly elected Speaker to the rostrum, which motion prevailed. Speaker Bier appointed Representatives Eagles and Herman.

Rep. Streibel moved that a committee of two be appointed to escort Associate Justice Teigen to the rostrum to administer the oath to the new Speaker, which motion prevailed, and Representatives Hildebrand and Mertens were so appointed.

Associate Justice Teigen administered the oath of office of Speaker Bunker.

Former Speaker Bier:

"Your Speaker, Rep. Art Bunker."

Speaker Bunker:

"Thank you, former Speaker Bier. It is with a great deal of feeling that I accept this position that you have elected me to. I consider it to be an extreme honor. I want to thank all of you who helped me achieve this position, and I want to again compliment my Republican opponent, my good friend Rep. Wagner, and also, I want to commend for his excellent race Rep. Ralph Winge. We have sixty long, hard days ahead of us, and a couple of more this week, and I am looking forward with anticipation to being able to work with all of you, every one of you, in the greatest possible way.

"I would like to take this opportunity at this moment to acknowledge the outgoing Speaker, Rep. Bier.

"I have known Rep. Bier all the time I have been in the Legislature. He served with a great deal of distinction in those three terms, and several terms before.

"I should say that he is retiring by his own choice. His electorate did not choose to retire him, as he was a very popular Legislator from his district, and each time he sought the seat, he was elected to it. There are many things you can say about this man. He is one of the finest gentlemen I have known, and one of the most respected legislators ever to serve in this body. He is a man of great intelligence, energy and fairness, and with a fine, genuine, sincere, warm personality.

"Howard, would you step up here, please. It is my pleasure to present to you the gavel that you used in the last session, to represent the feelings of the House and the State of North Dakota, and we wish you well in whatever you intend to pursue."

Former Speaker Bier:

"Thank you, Mr. Speaker. This will be a wonderful moment of the past session. I will treasure it always among the wonderful memories of the people I have worked with and known here

throughout the state. They have been very kind to me, and Mr. Speaker, as I present you, in turn, with this gavel to be used in presiding over the 43rd Session, the nicest thing and nicest wish I can make for you is that you receive the same kind of cooperation, good fellowship and the kind things that the people have done for me in the past. It has been a real pleasure, and I wish you all the luck in the world, and I know you will have a very successful session, and that you will be a very successful Speaker."

A special committee from the Senate, consisting of Senators Holand, Rait and Roen, were received and reported that the Senate was organized and ready for business.

Rep. Streibel moved that the House adopt as its temporary rules for the 43rd Legislative Assembly the Rules of the 42nd Session with the following amendments:

PAGE 1
PROPOSED CREATIONS AND AMENDMENTS TO
HOUSE RULES

1 SECTION 1. AMENDMENT.) House Rule No. 4 is hereby
1a amended to

2 read as follows:

3 4. ORDER OF BUSINESS

4 The order of business shall be as follows:

5 1. Prayer by the Chaplain.

6 2. Calling the Roll.

7 3. Reference to the Journal.

8 4. Presentation of Petitions and Communications.

9 5. Reports of Standing Committees.

10 6. a. Consideration of Amendments; and

11 b. **Committee reports for Indefinite Postponement.**

12 7. Reports of Select Committees.

13 8. Motions and Resolutions.

14 9. First Reading of House Bills, Memorials, and Resolu-
14a tions.

15 10. Consideration of Bills and Resolutions on Consent
15a Calendar.

16 11. Second Reading of House Bills, Memorials, and Reso-
16a lutions.

17 12. Consideration of messages from the Senate.

18 13. First Reading of Senate Bills, Memorials, and Resolu-
18a tions.

19 14. Second Reading of same.

20 15. Consideration of General Orders.

21 16. Unfinished Business.

22 17. Signing of Bills, Memorials, and Resolutions.

23 18. Announcements.

24 SECTION 2. AMENDMENT.) House Rule No. 30 is hereby
24a amended to

25 read as follows:

26 30. WHEN INTRODUCED

27 No bill shall be introduced after the fifteenth legislative day,
28 nor shall any resolution be introduced after the thirty-fifth day,

29 except upon the approval of a majority of the Committee on
29a Delayed

30 Bills or upon two-thirds vote of the House. **No bill introduced**
30a **at the**

31 **request of an executive agency shall be introduced after the**
31a **fifth legis-**

32 **lative day, except upon approval of a majority of the Commit-**
32a **tee on Delayed**

33 **Bills.**

34 SECTION 3. AMENDMENT.) House Rule No. 39 is hereby
34a amended to

35 read as follows:

PAGE 2

1 39. **BILLS TO COMMITTEE ON APPROPRIATIONS**

2 All bills or resolutions carrying an appropriation of ((five
3 hundred))) **two thousand** dollars or more shall be referred or
3a re-referred

4 to and acted upon by the Committee on Appropriations, **and all**
4a **bills or**

5 **resolutions affecting a change in the audit or fiscal procedures**
5a **of a**

6 **state agency or institution shall be originally referred to and**
6a **acted**

7 **upon by that Committee**, before final action by the House there-
7a on,

8 unless otherwise ordered by a majority vote of the members
8a present.

9 SECTION 4.) House Rule No. 39.1 is hereby created to read as
10 follows:

11 **39.1. DETERMINATION OF SENIORITY — SEATING IN**
11a **HOUSE CHAMBERS**

12 **SeniORITY shall be measured by the total number of years a**
12a **member**

13 **has served in the Legislative Assembly, regardless of continuity**
13a **of**

14 **terms of office, and shall include service in the Senate. Seating**
14a **of**

15 **members shall be by district delegation, with the delegations**
15a **containing**

16 **the former Speakers and the Majority and Minority Floor Lead-**
16a **ers being seated**

17 **first, in that order, and the remaining delegations being seated in**
18 **order of seniORITY of each delegation's most senior member. The**
18a **Speaker**

19 **may also permit extra seats on the floor of the House chambers**
19a **to be**

20 **utilized by members of the press, and may reserve certain seats**
20a **for**

21 **that purpose.**

22 **When two or more members have exactly the same seniORITY**
22a **as**

23 **determined pursuant to the first sentence of this Rule, seniORITY**
23a **as**

24 **between those members shall be determined by their birth**
24a **dates, with**

25 **the oldest of the group being most senior, and so on until all**
25a **members**

26 **of the group are ranked.**

27 **In making committee assignments pursuant to Rules 7 and 40,**
27a **the**

28 **Speaker shall first consider the best interests of North Dakota,**
28a **and a**

29 **member's individual committee assignment preference shall be**
29a **given**

30 **second consideration.**

31 **In making appointments of Committee Chairmen and Vice**
31a **Chairmen,**

32 **the Speaker shall give no less weight to ability, knowledge of**
32a **subject**

33 **matter, and experience than he gives to seniORITY.**

34 SECTION 5. AMENDMENT.) House Rule No. 40 is hereby
34a amended to

35 read as follows:

PAGE 3

1 40. **STANDING COMMITTEES**

2 **Standing committees concerned with matters in the fields as**

3 indicated, shall be appointed as follows:

4. 1. APPROPRIATIONS, to consist of twenty members.
 5. All bills calling for appropriations in excess of ((five
 6. hundred))) **two thousand** dollars. **All bills and reso-**
 7a **tions**
 7b **proposing a change in the audit or fiscal procedures of**
 7c **state**
 8 **agencies or institutions.**

9 GROUP A-1

- 10 2. EDUCATION, to consist of ((fifteen))) **sixteen** mem-
 10a bers.
 11 Public Schools; Libraries; and Institutions of Higher
 12 Learning.
 13 3. FINANCE AND TAXATION, to consist of ((fifteen)))
 13a **sixteen**
 14 members.
 15 Public Debt; Taxes and Tax Laws.
 16 4. JUDICIARY, to consist of fifteen members.
 17 Elections and Election Privileges; Judiciary.
 18 5. INDUSTRY, BUSINESS, AND LABOR, to consist of
 18a ((fifteen)))
 19 **sixteen** members.
 20 Banks and Banking; Corporations; Insurance; Matters
 20a pertaining
 21 to private business and industry; Workmen's Compen-
 21a sation;
 22 Unemployment Compensation; Labor Laws and kindred
 22a subjects.
 23 6. STATE AND FEDERAL GOVERNMENT, to consist of
 23a ((fifteen)))
 24 **sixteen** members.
 25 State and Federal Affairs; Director of Institutions and
 26 Industrial Commission and Institutions under their
 26a super-
 27 vision; State Historical Society and State Parks; Immi-
 27a gration
 28 and Statistics.

29 GROUP A-2

- 30 7. AGRICULTURE, to consist of fifteen members.
 31 Agriculture; Livestock; Drainage and Irrigation; Ware-
 31a house
 32 and Grain Grading.
 33 8. NATURAL RESOURCES, to consist of ((fifteen)))
 33a **sixteen**
 34 members.
 35 Game and Fish; Public Lands; Mines and Mining; Gas
 35a and
 36 Oil; Forestry.

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- 1 9. POLITICAL SUBDIVISIONS, to consist of ((fifteen)))
 1a **sixteen**
 2 members.
 3 Cities; Counties; Townships; Park Districts; Apportion-
 3a ment.
 4 10. SOCIAL WELFARE, to consist of ((fifteen))) **sixteen**
 4a members.
 5 Public Welfare; Public Health; Public Safety; Temper-
 5a ance.
 6 11. TRANSPORTATION, to consist of ((fifteen))) **sixteen**
 6a members.
 7 Highways and Bridges; Railroads; Motor Vehicles; Air-
 7a lines and
 8 Airports.
 9 12. VETERANS' AFFAIRS, to consist of not more than

9a fifteen
 10 members.
 11 National Guard and Militia; Adjutant General; Veterans'
 12 Matters; Soldiers' Home; Civil Defense; and related
 13 Military Matters.

14 **PROCEDURAL COMMITTEES**

15 13. DELAYED BILLS, to consist of five members.
 16 14. EMPLOYMENT, to consist of five members.
 17 15. ENROLLED AND ENGROSSED BILLS, to consist of
 17a five members.
 18 16. REVISION AND CORRECTION OF JOURNAL, to con-
 18a sist of five members.
 19 17. RULES, to consist of nine members.
 20 18. LEGISLATIVE COUNCIL RESOLUTIONS, to consist of
 20a five members,
 21 one of whom may be a member of the Legislative Coun-
 21a cil.

22 In all cases, a majority of the committee shall constitute a
 23 quorum. The Committee Chairman or such person who is duly
 23a appointed
 24 to act as Chairman shall ensure that minutes of each committee
 24a meeting
 25 be kept. Such minutes shall include the names of all commit-
 25a tee members
 26 present; the time of commencement and adjournment of each
 26a meeting; the
 27 bills or resolutions discussed by number, and a short phrase
 27a explaining
 28 what each bill or resolution relates to; and the names **and**
 28a **addresses**
 29 of all persons ((and their addresses)) who appear in relation
 29a to any
 30 certain bill or resolution **and a brief summary of their remarks.**
 30a The
 31 minutes shall also include a record of recommended amendments
 31a to bills
 32 and resolutions, and the total aye and nay vote of the committee
 32a on all
 33 bills and resolutions referred out of the committee. Upon final
 34 adjournment of the legislative session, the minutes of all com-
 34a mittee
 35 meetings shall be delivered to the Legislative Council and **shall**
 35a **be**
 36 retained by the Council for a period of not less than one year
 37 ((following such adjournment)).

PAGE 5

1 SECTION 6. AMENDMENT.) House Rule No. 45 is hereby
 1a amended to
 2 read as follows:
 3 45. DISPOSITION OF MEASURES
 4 No bill or resolution, except an appropriations measure, may
 4a be
 5 held in a committee for more than (((fourteen))) **twenty-one**
 5a legislative
 6 days after it is referred to the committee, unless an extension
 6a of time
 7 is granted by the House. All ((such)) House bills and relo-
 7a lutions
 8 ((, other than appropriations bills,)) shall be reported back to
 8a the
 9 House no later than the thirty-eighth legislative day, and if not so
 10 reported back, shall automatically be placed on the calendar
 10a without
 11 recommendation. The same rule shall apply to Senate bills and

11a resolu-
 12 tions not reported back to the House by the fifty-seventh
 12a legislative
 13 day.
 14 SECTION 7. AMENDMENT.) House Rule No. 47 is hereby
 14a amended to
 15 read as follows:
 16 47. REPORT OF COMMITTEES
 17 The report of a committee shall be for passage, for indefinite
 18 postponement, for amendment, or without recommendation. If
 18a **for indefinite**
 19 **postponement, the committee report shall be considered on the**
 19a **next**
 20 **legislative day under the Sixth Order of Business. If the report**
 20a **is**
 21 for amendment, the proposed amendment shall be fully set forth
 21a in the
 22 report. If such a report is adopted, the bill shall thereupon go on
 22a the
 23 calendar for the next legislative day for action of the House
 23a as to
 24 amendment under the Sixth Order of Business, when the House,
 24a by a
 25 majority vote of the members present may adopt or reject such
 25a amend-
 26 ments or may commit the bill to the Committee of the Whole.
 26a No action
 27 shall be taken upon amendments until a full mimeographed or
 27a printed
 28 copy of the report is in the hands of the members. Upon re-
 28a ceiving the
 29 report, the Chief Clerk shall cause copies thereof to be made and
 30 placed on the desk of each member; provided, however, that
 30a upon a two-
 31 thirds vote of the members-elect, this may be suspended, and
 31a the amend-
 32 ment acted on immediately after the report of the committee.
 33 If a report or motion recommending a bill for passage without
 34 amendment is adopted, the bill shall go on the calendar **or con-**
 34a **sent**
 35 **calendar** for the next legislative day for second reading and final
 36 passage.

PAGE 6

1 If a report or motion for indefinite postponement is adopted,
 2 it shall have the effect of entirely removing the bill or resolution
 3 from before the House for that session, unless revived by a
 3a motion to
 4 reconsider. The passage of a motion for the adoption of a report
 5 recommending amendments has the effect of adopting the report
 5a but not
 6 the amendments.
 7 If the committee report is not divided, it is in order for any
 8 member to move that a report for passage, ((for indefinite
 8a postpone-
 9 ment,)) for amendment, or without recommendation be sub-
 9a stituted for
 10 the regular committee report, and if such motion carries, it
 10a shall be
 11 substituted for the regular committee report. **A member may**
 11a **also move**
 12 **that a report for indefinite postponement be substituted for the**
 13 **regular committee report. If such a motion carries, the question**
 13a **of**
 14 **indefinite postponement of the bill shall be laid over until the**

15 next legislative day, when it will be considered under the Sixth
16 Order of Business.

17 SECTION 8.) House Rule No. 53.1 is hereby created to read as
18 follows:

19 **53.1. SETTING TIME CERTAIN FOR FLOOR DEBATE**

20 If a Committee Chairman shall determine that a bill or reso-
20a lution

21 considered by his committee presents important issues of public
21a con-

22 cern, he may, after consultation with and approval of the Speak-
22a er and

23 the Majority and Minority Floor Leaders, set a time certain for
23a floor

24 debate on the bill or resolution when it has been placed on the
24a calendar

25 for consideration during the eleventh or fourteenth orders of
25a business.

26 The Committee Chairman shall request the Speaker to set an
26a exact time

27 when the bill will be debated, and when that time is reached, the
28 Speaker shall hold any other matters pending at that time in

28a abeyance

29 until such time as the scheduled floor debate has been completed.

30 SECTION 9. AMENDMENT.) House Rule No. 63 is hereby
30a amended to

31 read as follows:

32 **63. MOTION FOR RECONSIDERATION**

33 Any member who votes on the prevailing side of a question,
34 ("prevailing side of a question" shall be that side which voted

34a "Aye"

35 on a question that passed, and "Nay" on a question that failed),
35a or

36 who did not vote on the question, or who voted on a question

PAGE 7

1 on which the ayes and nays were not recorded, may move a re-
1a consideration of

2 the question, which motion shall be decided by a majority vote
2a of the

3 members-elect. In case of a bill, joint resolution, or amendment
3a to

4 the Constitution, the motion to reconsider, if made after the end
5 of the next legislative day, shall require a two-thirds vote of the

6 members-elect. No motion to reconsider may be made unless
6a the matter

7 is in possession of the House.

PAGE 1

PROPOSED CREATIONS AND AMENDMENTS

TO JOINT LEGISLATIVE RULES

1 SECTION 1. AMENDMENT.) Joint Legislative Rule No. 14
1a is hereby

2 amended to read as follows:

3 **14. FISCAL NOTES**

4 All bills and resolutions introduced into either House of the
5 Legislative Assembly having an effect of five thousand dollars

5a or

6 more on the revenues, expenditures, or fiscal liability of the
6a state,

7 except appropriation measures carrying specific dollar amounts,
8 (((and all resolutions calling for an interim study by the Legis-

8a lative

9 Council and having a fiscal impact of one thousand dollars or
9a more,)))

10 shall have a fiscal note attached to such bill or resolution which

11 shall be prepared as herein provided. The determination as to
 11a whether
 12 a fiscal note is required shall be made by the Legislative Council
 12a for
 13 those bills or resolutions prepared by the staff of the Legislative
 14 Council, or by the Chairman of the committee to which a bill or
 15 resolution is referred for those bills or resolutions not prepared
 15a by
 16 the Legislative Council, or not bearing a fiscal note. Bills or
 17 resolutions to which amendments have been made having a fiscal
 17a effect
 18 of five thousand dollars or more shall have a fiscal note attached
 19 upon request of the Chairman of the committee considering the
 19a bill or
 20 resolution, or by request of the majority of the members of the
 20a House
 21 in which the bill is considered at the time of second reading.
 21a The
 22 Chairman of a committee may request the aid of the Legislative
 22a Council
 23 in making a determination as to whether a bill or resolution re-
 23a quires
 24 a fiscal note.
 25 Fiscal notes shall be prepared by the state agency or depart-
 25a ment
 26 responsible for collecting or expending the revenues affected or
 27 jointly by affected departments or agencies, at the request of the
 28 Legislative Council or the Chairman of the committee consider-
 28a ing the
 29 bill or resolution. Requests for fiscal notes shall be in writing,
 30 addressed to the designated agency or department, and upon a
 30a proper
 31 request form, and shall be accompanied by a reproduction of the
 31a bill
 32 or resolution having the fiscal effect. The Legislative Council
 32a shall
 33 prepare all necessary forms for the implementation of the fiscal
 33a note
 34 procedure. Each agency or department to whom a request for a
 34a fiscal
 35 note is made shall state in writing, upon a fiscal note form, the

PAGE 2

1 fiscal impact in dollar amounts of the bill or resolution being
 1a con-
 2 sidered. If the agency or department of whom a fiscal note is
 2a requested
 3 is unable to provide specific information upon the fiscal impact
 3a or
 4 resolution, it shall make an estimate of the impact according to
 4a such
 5 available information it may have or be able to obtain and shall
 6 state that the figures provided are an estimate. If such agency
 6a or
 7 department is not able to make an estimate it shall state such
 7a fact.
 8 All fiscal notes shall be prepared in triplicate and shall be
 9 returned to the Legislative Council or the Committee Chairman
 9a making
 10 such request, whichever the case may be, not later than five days
 10a from
 11 date of such request. One copy of the fiscal note shall be at-
 11a tached
 12 to the original bill or resolution, one copy shall be filed with the
 13 Bill Clerk of the House wherein the bill or resolution orig-

13a inated,
 14 and one copy shall be filed in the office of the Legislative Coun-
 14a cil.
 15 Any bill or resolution requiring a fiscal note shall be stamped
 15a or
 16 have written on its cover a notation to the effect that a fiscal
 16a note
 17 is required. Reports of committees shall include a notation that
 17a a
 18 specific bill or resolution carries a fiscal note. Upon second
 18a reading
 19 and final passage of all bills or resolutions carrying fiscal notes,
 20 the Secretary of the Senate or the Clerk of the House, which-
 20a ever the
 21 case may be, shall be required to read the fiscal note in its
 21a entirety
 22 at the time of reading the title of the bill or resolution to be
 22a voted
 23 upon.
 24 SECTION 2.) Joint Legislative Rule No. 21 is hereby created
 24a to
 25 read as follows:
 26 **21. INTRODUCTION OF EXECUTIVE DEPARTMENT BILLS**
 27 Each executive agency shall file those bills it wants to have
 28 introduced with the Legislative Council during the Organiza-
 28a tional
 29 Session, or thereafter, but no later than the fifth legislative day
 30 of the ensuing regular session. Such bills will be deemed intro-
 30a duced
 31 by the standing committee of the House or Senate with general
 31a juris-
 32 diction over the subject matter of the bill. The Legislative
 32a Council
 33 will deliver those bills to the President of the Senate or the
 33a Speaker
 34 of the House for recording and numbering. Executive agency
 34a bills will
 35 be identified by noting the name of the agency under the name
 35a of the
 36 sponsoring committee.

PAGE 3

1 SECTION 3.) Joint Legislative Rule No. 22 is hereby created
 1a to
 2 read as follows:
 3 **22. OPEN LEGISLATIVE MEETINGS**
 4 All meetings of the Legislative Assembly and its committees,
 5 including interim legislative committees, shall be open to the
 5a public
 6 and the press at all times when pending or proposed legislation
 6a is
 7 being considered.

PROPOSED JOINT LEGISLATIVE RULE

1 SECTION 1.) A new Joint Legislative Rule is hereby created
 1a to
 2 read as follows:
 3 **JOINT STANDING COMMITTEE ON REAPPORTIONMENT**
 4 A joint standing committee on reapportionment consisting of
 4a ten
 5 members is hereby created. The membership shall be evenly
 5a divided be-
 6 tween the House and Senate, and the members shall be appointed
 6a by the
 7 Speaker of the House and the committee on committees of the

7a Senate, with
 8 the first-named member in each House serving as co-chairman.
 8a All bills
 9 and resolutions relating to redistricting or reapportioning of
 9a legis-
 10 lative districts shall be referred to the joint standing committee
 10a on
 11 reapportionment. The joint standing committee shall first meet
 11a at the
 12 call of the Senate co-chairman and the chairmanship of each
 12a meeting
 13 thereafter shall alternate between the co-chairmen. Members
 13a of the
 14 joint standing committee shall be excused from attending a meet-
 14a ing of
 15 any other committee while they are attending a meeting of the
 15a joint
 16 standing committee. The joint standing committee shall issue
 16a joint
 17 reports on legislation referred to it, with the report being first
 18 presented to the House having possession of the bill, and later
 18a presented
 19 to the other House if appropriate.

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

The motion of Rep. Streibel to adopt the Temporary Rules prevailed.

SEATING ORDER

1. Majority Floor Leader Streibel.
2. Minority Floor Leader Backes and the 3rd 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 District 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 THE HOUSE OF REPRESENTATIVES
 (Years Served in House Including 1971 Session)

HOUSE SENIORITY TABLE:

Name	Sessions Served	Total
Haugland, Brynhild	1939-41-43-45-47-49-51-53-55-57-59-61-63-65-67-69-71	17
Solberg, Oscar	1949-51-53-55-59-61-63-65-67-69-71	11
Dick, Lawrence	1955-57-59-61-63-65-67-69-71	9
Wilkie, Gerhart	1957-59-61-63-65-67-69-71	8
Streibel, Bryce	1957-59-63-65-67-69-71	7
Backes, Richard J.	1961-63-65-67-69-71	6
Reimers, Robert F.	1961-63-65-67-69-71	6
Winge, Ralph	1959-61-63-65-67-71	6
Dornacker, Elderd N.	1963-65-67-69-71	5
Ganser, Henry	1963-65-67-69-71	5
Meyer, Carl A.	1959-61-63-65-71	5
Opedahl, Olaf	1963-65-67-69-71	5
Wagner, Vernon E.	1963-65-67-69-71	5
Weber, Francis E.	1963-65 (Sen.) -67-69-71	5

Welder, Joe.....	1963-65-67-69-71	5
Austin, Milon.....	1963-67-69-71	4
Gackle, William.....	1963-67-69-71	4
Hickle, Ralph.....	1965-67-69-71	4
Hilleboe, Peter S.....	1965-67-69-71	4
Johnson, Karnes.....	1965-67-69-71	4
Lang, Theodore.....	1965-67-69-71	4
Lundene, Henry.....	1963-65-69-71	4
Rivinius, Albert L.....	1965-67-69-71	4
Rundle, Earl.....	1965-67-69-71	4
Bunker, A. G.....	1967-69-71	3
Eagles, Aloha.....	1967-69-71	3
Gengler, John F.....	1961-65-71	3
Hensrud, I. O.....	1967-69-71	3
Jenkins, Clark J.....	1967-69-71	3
Kingsbury, Harley R.....	1967-69-71	3
Knudson, Kenneth.....	1967-69-71	3
Larson, Gordon.....	1967-69-71	3
Metzger, Edward.....	1967-69-71	3
Peterson, James A.....	1967-69-71	3
Stoltenow, Earl.....	1967-69-71	3
Stone, Mrs. J. Lloyd.....	1967-69-71	3
Strinden, Earl S.....	1967-69-71	3
Atkinson, Myron.....	1969-71	2
Berg, H. Odell.....	1969-71	2
Hentges, Richard A.....	1969-71	2
Herman, Charles.....	1957-71	2
Lee, Mrs. Fern.....	1967-71	2
Leibhan, Joseph.....	1967-69	2
Miedema, Ernest J.....	1969-71	2
Thorsgard, Enoch.....	1969-71	2
Dotzenrod, Ralph.....	1971	1
Erickson, LeRoy.....	1967	1
Fleming, Charles.....	1971	1
Gronneberg, Arnold.....	1971	1
Gunderson, Oben, Jr.....	1971	1
Hausauer, Alvin.....	1971	1
Hausauer, LeRoy.....	1971	1
Hildebrand, Dean.....	1971	1
Jacobson, Irvn.....	1971	1
Johnson, Howard.....	1971	1
Laughlin, Bruce.....	1971	1
Livingston, Norman.....	1971	1
McGauvran, John.....	1971	1
Matheny, Gordon.....	1969	1
Mertens, Charles.....	1971	1
Murphy, Jack.....	1971	1
Raymond, Arthur.....	1971	1
Rice, Leonard.....	1971	1
Backlin, LuGale.....	—	0
Bassingthwaite, Earl.....	—	0
Bridston, Paul.....	—	0

Christensen, Harold	—	0
Christensen, Ralph	—	0
Freborg, Layton	—	0
Froeber, James	—	0
Garnas, L. E.	—	0
Grubb, Norman	—	0
Hartl, Robert	—	0
Hendrickson, Elynor	—	0
Jacob, Donald G.	—	0
Jaeger, Clarence	—	0
Kermott, Marjorie	—	0
Kloubec, Richard	—	0
Kretschmar, William	—	0
LaGrave, Violette	—	0
Langley, Byron	—	0
Laske, Eugene	—	0
Lodoen, Clayton	—	0
Marsden, Lawrence	—	0
Martinson, Robert	—	0
Nermyr, Arnold	—	0
Olin, Jack	—	0
Olson, Alice	—	0
Orange, Charles	—	0
Poyzer, Floyd	—	0
Rau, Duane	—	0
Royse, Alvin	—	0
Rued, Roy	—	0
Schindler, Orville	—	0
Scofield, Charles	—	0
Timm, Michael	—	0
Tinjum, Larry	—	0
Tweten, Malcolm	—	0
Vander Vorst, Wilbur	—	0
Watkins, Cheryl	—	0
Winkjer, Dean	—	0

Rep. Streibel moved that a temporary committee of three be appointed to notify the Governor and the Senate that the House is organized and ready to transact business, which motion prevailed. The Speaker appointed Reps. Haugland, Solberg and Poyzer.

Rep. Streibel moved that a committee of three be appointed to act as the Committee on Arrangements for House Committee Rooms, which motion prevailed. The Speaker appointed Reps. Stone, Rivinius and Gengler.

Rep. Streibel moved that a committee of five be appointed to act as a Committee on Employment, which motion prevailed. The Speaker appointed Reps. Rice, Al Hausauer, Miedema, Lundene and Opedahl.

Rep. Streibel moved that a committee of five be appointed to act as a Committee on Revision and Correction of the Journal, which motion prevailed. Speaker appointed Reps. Gunderson, Backlin, Rued, Wilkie and Tinjum.

Rep. Streibel moved that a committee of nine be appointed to act as a Committee on House and Joint Rules, which motion prevailed. The Speaker appointed Reps. Kingsbury, Jenkins, Bunker, Streibel, Strinden, Peterson, Backes, Weber and Solberg.

Rep. Streibel moved that a committee of three be appointed to Act as a Committee on Photography, which motion prevailed. The Speaker appointed Reps. LaGrave, Martinson and Orange.

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

JOINT SESSION

The Joint Session was called to order at 2:15 p.m., with Speaker Bunker presiding.

Rep. Streibel moved that a committee of three be appointed to escort the Hon. William Guy, Governor of the State of North Dakota, to the rostrum, which motion prevailed. Reps. Haugland, Solberg and Poyzer were so appointed.

Governor Guy addressed the joint session.

Rep. Streibel moved that the remarks of Governor Guy be printed in the Journal, which motion prevailed.

GOVERNOR'S MESSAGE to ORGANIZATIONAL SESSION 43rd Legislative Assembly December 5, 1972

"Once again the halls of this beautiful Capitol hum with excitement and expectancy — the Legislature is back!

"I congratulate each one of you for having been chosen by the voters of your district. To be elected to the North Dakota Legislature is a distinct honor and a personal achievement.

"I have run for the Legislature myself and I know the amount of effort that you have expended to be elected a working member of this all-important branch of state government.

"You will soon begin a sixty-day period that will be filled with the kind of intense activity that only a legislative session can provide. During those days that so often stretch on into working nights, your emotions will feel frustration, elation, disappointment, and deep satisfaction as issues and decisions ebb and flow like the tides.

"At the end of the session, you will be glad to leave these chambers. If this is your first session, it won't take long for you to look back and say it was the grandest experience of your life. And with a little rest and a change of pace, you will be ready to try it again.

"How well I remember the term I served in the Legislature. It was the most interesting sixty days of my life.

"You have selected your leadership, and you will organize your committees and arrange your work loads for the coming session in January. You are fortunate that exceptionally good leadership is in your midst on both sides of the political aisle. The coming session bodes well for our state.

"The Governor of North Dakota is involved in the legislative process. You are the seventh legislative body I have been privileged to speak to as Governor.

"There are many new faces in this chamber today. I especially welcome you here. Your new thoughts and new vigor are essential ingredients in the legislative process. I urge you not to hesitate because you might think you lack seniority. Your opinions and your voices are sorely needed as we seek to adapt our state and local government to these rapidly changing times.

"I welcome back my old friends from past sessions. You and I have heard great issues debated in these chambers. We know that great issues will again be debated in the months ahead.

"All of you are here because you have won an election race. The

majority of those who went to the polls picked you, but when we win an election we should never lose sight of the fact that we represent not only those who voted for us but also those who voted for our opponents.

"To a new legislator, it may appear that conflicting political philosophies are constantly at work on all issues. This is not true because the vast majority of legislation does not involve political philosophy. There is too much to be done to allow unnecessary political controversy to interfere with progress.

"You will occasionally hear people voice concern about what person or which political party will get credit or blame. We can move mountains if we do not worry about who gets the credit. Credit and blame are such transitory things that they fade in memory as fast as yesterday's newspaper.

"There will be proposals made in the coming session whose proper moment is not yet here. But to paraphrase Theodore Roosevelt, it is far better to try and fail than to live forever in the grey twilight of knowing neither victory nor defeat.

"I will present an executive budget to you. This budget has been in the making ever since the last legislative session adjourned. It is the result of painstaking work by Budget Analyst Dale Moug and Budget Director Ralph Dewing. It will be a balanced budget with projected expenditures held within the money you will have to work with from existing tax and revenue programs.

"The budget I will present will continue state services pretty much as they are in the present biennium. It is not appropriate for me to innovate at the close of my term, but rather to present you a basic program. Innovation should be left to you and the Governor-elect.

"I am sure Governor-elect Link will have specific recommendations that will deviate from the proposals which, under the law, I must make to you in budget form. I urge you to view Governor-elect Link's budget as the blueprint to meet the problems of state government in the coming biennium.

"I emphasize that because new ideas in such areas as the school foundation program, revenue sharing fund use, and others are not a part of the budget I submit to you, this does not mean I support the status quo. I do not.

"We are fortunate in North Dakota that our state government is in sound financial condition. You will have less financial pressures on you than any Legislature in recent decades.

"The anticipated balance in the General Fund at the end of the biennium, June 30, 1973, will be substantially above that at the end of the last biennium. This will be true, in part, because of inflation, which has increased prices and tax collections.

"Also, we have enjoyed good agricultural crop years, with commodity prices and livestock prices this past year at a higher level than usual.

"Not to be minimized, too, are the increased collections that have resulted from efficient Tax Department administration and greater auditing of out-of-state corporations.

"You can expect a sizeable increase in total revenues to the General Fund in the next biennium without increased tax rates. This will be true because of continuing inflation and a reasonable expectation of a strong agricultural economy.

"It is also noteworthy that profits to the Bank of North Dakota these past two years will allow you to make the greatest transfer to the General Fund from that institution that has ever been made.

"In addition to these factors is the state's share of federal revenue dollars which will amount to \$22,250,000 by the end of the coming biennium.

"These new or increased sources of revenue to support the state budget will amount to an estimated \$82 million. The careful use and preservation of these dollars will be a challenge. The 1973-75 budget will, of course, be swelled by inflationary pressures and the unavoidable need to be competitive in salaries and wages.

"But I urge you to maintain tight control over any expansion of existing programs. Any time that a new higher plateau of operational spending is established, it is almost impossible to make overall reductions in future years.

"There are certain capital investments which are badly needed and which if approved and constructed would actually increase the economic activity in the state, or improve the efficiency of government. These kinds of capital investments should be made when there is some surplus of funds as there is now. I am talking of such Investments as buildings, parks, historic preservation sites, and water resource development.

"The primary and secondary education support program will be a major issue in this session. There will be a need to increase the amount of state funds for this purpose. But in order to encourage a continuation of more efficiency in school district organization, there should be mandatory reductions in local educational taxes to offset a substantial share of increased state aid.

"I am preparing a report to you and to the people of our state setting forth some of the major changes and happenings during the twelve years that I have been in office. I hope the report will help you peer into the future by examining some of the significant changes that have taken place in this state's recent past.

"While I will be in office only a few weeks more, I welcome any advice you may wish to give me, and my office door is always open to you if I can be of help."

Rep. Streibel moved that the joint session be dissolved, which motion prevailed. Speaker Bunker declared the joint session dissolved.

The House reconvened with Speaker Bunker presiding.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned until 9.00 a.m., Wednesday, December 6, 1972, which motion prevailed.

ROY GILBREATH, Chief Clerk

SECOND DAY OF
LEGISLATIVE ORGANIZATIONAL SESSION

Bismarck, December 6, 1972

The House convened at 9:00 a.m., December 6, 1972, with Speaker Bunker presiding.

Prayer was offered by Rev. James Carbaugh, First Presbyterian Church, Bismarck.

The roll was taken and there were 95 present; 1 election pending; and 6 absent as follows: Reps. Bassingthwaite, Dick, H. Johnson, Lundene, Opedahl and Welder.

A quorum was declared by Speaker Bunker.

Rep. Streibel moved that the House stand in recess to receive the Senate in joint session, which motion prevailed.

JOINT SESSION

Joint Session was called to order by Speaker Bunker, who presided over the following program of reports from Legislative Council Committees as follows:

Full Budget Section	Rep. Robert F. Reimers
Budget Committee "B"	Rep. Oscar Solberg
Education Committee	Sen. Robert M. Nasset
Finance and Taxation Committee	Rep. Richard Backes
Government Administration Committee	Rep. Earl Strinden
Industry and Business Committee	Rep. Art Bunker

Speaker Bunker then relinquished the chair to President Pro Tem of the Senate Elton Ringsak, who presided over the presentation of additional Committee Reports as follows:

Judiciary "A" Committee	Senator Donald C. Holand
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President Ringsak declared the House would stand in recess for fifteen minutes.

The Joint Session reconvened with President Pro Tem Ringsak presiding.

Reports of Legislative Council Committees continued as follows:

Judiciary "B" Committee	Senator Howard A. Freed
Legislative Procedure and Arrangements Committee	Senator S. F. Hoffner
Medical Education and Service Committee	Rep. Oscar Solberg
Model Laws and Intergovernmental Cooperation Committee	Senator C. Morris Anderson
Natural Resources Committee	Senator L. D. Christensen
Political Subdivisions Committee	Senator George Rait

President Pro Tem Ringsak relinquished the chair to Speaker Bunker. The presentation of reports continued as follows:

Reapportionment Committee	Rep. Richard Backes
Revenue Sharing Committee	Senator Evan Lips
Committee on State and Federal Government	Rep. Clark Jenkins
Transportation Committee	Rep. Ralph Winge
Committee on UND - Ellendale Branch	Rep. Oscar Solberg
Audit and Fiscal Review Committee	Rep. Peter Hilleboe

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

The House reconvened with Speaker Bunker presiding.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned until 9:00 a.m., Thursday, December 7, 1972, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRD DAY OF LEGISLATIVE ORGANIZATION SESSION

Bismarck, December 7, 1972

The House convened at 9:00 o'clock a.m., with Speaker Bunker presiding.

Prayer was offered by Rev. James Carbaugh, First Presbyterian Church, Bismarck.

Roll was called with one election pending, and all other members present except Reps. Bassingthwaite, Dick, Hilleboe and Welder.

A quorum was declared by the Speaker.

Rep. Streibel moved that a committee of two be appointed to escort Chief Justice Alvin C. Strutz to the rostrum, which motion prevailed, and Reps. H. Johnson and Kingsbury were so appointed.

Rep. Lundene was then sworn in to office.

Rep. Streibel then moved that the Journal show that Rep. Lundene had been absent on December 5 and 6, 1972, because he was in Washington on official House of Representative business, which motion prevailed.

FIRST READING OF
HOUSE CONCURRENT RESOLUTION

Reps. Backes and Streibel introduced:

House Concurrent Resolution No. 3001. A concurrent resolution inviting the Honorable Alvin C. Strutz, Chief Justice of the North Dakota Supreme Court, to address a joint session of the Legislative Assembly on the "State of the Judiciary".

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 3001 not be 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. 3001

Introduced by Reps. Backes and Streibel.

A concurrent resolution inviting the Honorable Alvin C. Strutz, Chief Justice of the North Dakota Supreme Court, to address a joint session of the Legislative Assembly on the "State of the Judiciary".

WHEREAS, the Constitution of the State of North Dakota provides for three equal branches of government: the Legislative, the Executive, and the Judicial; and

WHEREAS, the members of the Legislative Assembly have a

continuing interest in the operations of the Executive and Judicial Branches of State Government; and

WHEREAS, it has been a tradition of long standing in this State for the Governor to address the Legislative Assembly on the "State of the State"; and

WHEREAS, the Congress of the United States and several of the State Legislatures now are annually addressed on the "State of the Judiciary" by the respective Chief Justices;

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

That the Honorable Alvin C. Strutz, Chief Justice of the North Dakota Supreme Court, be tendered an invitation jointly by the Speaker of the House and the President of the Senate to address a joint session of the Forty-third Legislative Assembly on Tuesday, January 2, 1973, on the "State of the Judiciary".

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3001. A concurrent resolution inviting the Honorable Alvin C. Strutz, Chief Justice of the North Dakota Supreme Court, to address a joint session of the Legislative Assembly on the "State of the Judiciary".

The question being on the final adoption of the Resolution.

So House Concurrent Resolution No. 3001 was adopted on a voice vote.

Rep. Streibel moved that House Concurrent Resolution No. 3001 be messaged to the Senate immediately, which motion prevailed.

MESSAGE TO THE SENATE

Bismarck, December 7, 1972

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3001

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the Speaker appoint five members to the Delayed Bills Committee, which motion prevailed. The Speaker then appointed Reps. Streibel, Strinden, Reimers, Backes and Weber.

Rep. Streibel moved that the Speaker appoint five members to the Legislative Council Resolutions Committee, which motion prevailed. The Speaker then appointed Reps. Jenkins, Gunderson, Erickson, Solberg and Fleming.

Rep. Streibel moved that the Speaker appoint five members to the Committee on Enrolling and Engrossing, which motion prevailed. The Speaker appointed Reps. Miedema, Lee, Thorsgard, Laughlin and Jacobson.

Rep. Streibel moved that the House stand in recess to receive the Senate in Joint Session, which motion prevailed.

JOINT SESSION

The Joint Session was called to order by Speaker Bunker, who then relinquished the chair to President Pro Tem of the Senate, Senator Ringsak.

President Pro Tem Ringsak introduced State Budget Director Ralph Dewing who addressed the Joint Session on "Where Our Money Comes From and Where It Goes."

President Pro Tem Ringsak declared there would be a fifteen minute recess.

Joint session reconvened with President Pro Tem Ringsak presiding.

Mr. Dewing continued with a question and answer session on his presentation.

President Pro Tem Ringsak announced that during the session if an opinion is requested on a bill from the Office of Attorney General, it will be necessary for a request for a written opinion be submitted to the Speaker of the House or to the President of the Senate, rather than the individual members requesting such opinions direct from the Office of Attorney General.

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

The House reconvened with Rep. Reimers presiding as Acting Speaker.

The Acting Speaker declared the House would stand in recess until 1:30 p.m.

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

REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Select Committee appointed to arrange for Committee Rooms has met and wishes to recommend the following schedule:

COMMITTEE	Meeting Days	Room
Appropriations	MTWThF	Lewis and Clark Room
Industry, Business and Labor	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		Highway Patrol Room — N. Side

These rooms will be ready for occupancy at the start of the 43rd Legislative Assembly.

GRACE STONE, Chairman

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

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Employment submits the following names for the positions specified below:

Assistant Chief Clerk	Delano Wawers
Bill Clerk	Clara Wendt
Secretary to Majority Floor Leader	Mavis Patchen
Committee Clerk	Louise Ebert
Committee Clerk	Lela Knudsen
Parking Lot Attendant	Ferd Hetterle
Journal Proofreader	Phyllis Ehrmann
Deputy Sergeant-at-Arms	Olger Sandven

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

PAGE 1

AMENDMENTS TO HOUSE RULES

1 SECTION 1. AMENDMENT.) House Rule No. 4 is hereby amend-
1a ed to

2 read as follows:

3 4. ORDER OF BUSINESS

4 The order of business shall be as follows:

- 5 1. Prayer by the Chaplain.
- 6 2. Calling the Roll.
- 7 3. Reference to the Journal.
- 8 4. Presentation of Petitions and Communications.
- 9 5. Reports of Standing Committees.
- 10 6. Consideration of Amendments.
- 11 7. Reports of Select Committees.
- 12 8. Motions and Resolutions.
- 13 9. First Reading of House Bills, Memorials, and Resolutions.
- 14 10. Consideration of Bills and Resolutions on Consent
Calendar.
- 15 11. Second Reading of House Bills, Memorials, and Resolutions.
- 16 12. Consideration of messages from the Senate.
- 17 13. First Reading of Senate Bills, Memorials, and Resolutions.
- 18 14. Second Reading of Same.
- 19 15. Consideration of General Orders.
- 20 16. Unfinished Business.
- 21 17. Signing of Bills, Memorials, and Resolutions.
- 22 18. Announcements.

23 Section 2. AMENDMENT.) House Rule No. 30 is hereby
23a amended to

24 read as follows:

25 30. WHEN INTRODUCED

26 No bill shall be introduced after the fifteenth legislative day,
27 nor shall any resolution be introduced after the thirty-fifth day,
28 except upon the approval of a majority of the Committee on
29a Delayed
29 Bills or upon two-thirds vote of the House. **No bill introduced at the**
30 **request of an executive agency shall be introduced after the fifth**
30a **legis-**
31 **lative day, except upon approval of a majority of the Committee**
32a **on Delayed Bills.**

33 SECTION 3. AMENDMENT.) House Rule No. 39 is hereby
33a amended to

34 read as follows:

PAGE 2

1 39. BILLS TO COMMITTEE ON APPROPRIATIONS

2 All bills or resolutions carrying an appropriation of ((five
3 hundred))) **two thousand** dollars or more shall be referred or re-
3a referred
4 to and acted upon by the Committee on Appropriations, **and all bills**
4a **or**
5 **resolutions affecting a change in the audit or fiscal procedures of a**
6 **state agency or institution shall be originally referred to and acted**
7 **upon by that Committee,** before final action by the House thereon,
8 unless otherwise ordered by a majority vote of the members present.

9 SECTION 4.) House Rule No. 39.1 is hereby created to read as
10 follows:

11 39.1. DETERMINATION OF SENIORITY - SEATING IN HOUSE
11a CHAMBERS

12 Seniority shall be measured by the total number of years a mem-
12a ber
13 has served in the Legislative Assembly, regardless of continuity of
14 terms of office, and shall include service in the Senate. Seating of
15 members shall be by district delegation, with the delegations
15a containing
16 the Speakers, and the Majority and Minority Floor Leaders

16a being seated
 17 first, in that order, and the remaining delegations being seated in
 18 order of seniority of each delegation's most senior member. The
 18a Speaker
 19 may also permit extra seats on the floor of the House chambers
 19a to be
 20 utilized by members of the press, and may reserve certain seats for
 21 that purpose.
 22 When two or more members have exactly the same seniority as
 23 determined pursuant to the first sentence of this Rule, seniority
 23a as
 24 between those members shall be determined by their birth dates,
 24a with
 25 the oldest of the group being most senior, and so on until all
 25a members
 26 of the group are ranked.
 27 In making committee assignments pursuant to Rules 7 and 40, the
 28 Speaker shall first consider the best interests of North Dakota, and a
 29 member's individual committee assignment preference shall be given
 30 second consideration.
 31 In making appointments of Committee Chairmen and Vice
 31a Chairmen,
 32 the Speaker shall give no less weight to ability, knowledge of
 32a subject
 33 matter, and experience than he gives to seniority.
 34 SECTION 5. AMENDMENT.) House Rule No. 40 is hereby
 34a amended to
 35 read as follows:

PAGE 3

- 1 40. STANDING COMMITTEES
 2 Standing committees concerned with matters in the fields as
 3 indicated, shall be appointed as follows:
 4 1. APPROPRIATIONS, to consist of twenty members.
 5 All bills calling for appropriations in excess of ((five
 6 hundred))) **two thousand** dollars. **All bills and resolutions**
 7 **proposing a change in the audit or fiscal procedures of state**
 8 **agencies or institutions.**
 9 GROUP A-1
 10 2. EDUCATION, to consist of ((fifteen))) **sixteen** members.
 11 Public Schools; Libraries; and Institutions of Higher
 12 Learning.
 13 3. FINANCE AND TAXATION, to consist of ((fifteen)))
 13a **Sixteen**
 14 members.
 15 Public Debt; Taxes and Tax Laws.
 16 4. JUDICIARY, to consist of fifteen members.
 17 Elections and Election Privileges; Judiciary.
 18 5. INDUSTRY, BUSINESS, AND LABOR, to consist of
 18a ((fifteen)))
 19 **sixteen** members.
 20 Banks and Banking; Corporations; Insurance; Matters
 20a pertaining
 21 to private business and industry; Workmen's Compensation;
 22 Unemployment Compensation; Labor Laws and kindred
 22a subjects.
 23 6. STATE AND FEDERAL GOVERNMENT, to consist of
 23a ((fifteen)))
 24 **sixteen** members.
 25 State and Federal Affairs; Director of Institutions and
 26 Industrial Commission and Institutions under their super-
 27 vision; State Historical Society and State Parks;
 27a Immigration
 28 and Statistics.

GROUP A-2

- 30 7. AGRICULTURE, to consist of fifteen members.
 31 Agriculture; Livestock; Drainage and Irrigation; Warehouse
 32 and Grain Grading.
 33 8. NATURAL RESOURCES, to consist of (((fifteen))) **sixteen**
 34 members.
 35 Game and Fish; Public Lands; Mines and Mining; Gas and
 36 Oil; Forestry.

PAGE 4

- 1 9. POLITICAL SUBDIVISIONS, to consist of (((fifteen))
 1 **sixteen**
 2 members.
 3 Cities; Counties; Townships; Park Districts; Apportionment.
 4 10. SOCIAL WELFARE, to consist of (((fifteen))) **sixteen**
 4a members.
 5 Public Welfare; Public Health; Public Safety; Temperance.
 6 11. TRANSPORTATION, to consist of (((fifteen))) **sixteen**
 6a members.
 7 Highways and Bridges; Railroads; Motor Vehicle; Airlines
 7a and
 8 Airports.
 9 12. VETERANS' AFFAIRS, to consist of not more than fifteen
 10 members.
 11 National Guard and Militia; Adjutant General; Veterans'
 12 Matters; Soldiers' Home; Civil Defense; and related
 13 Military Matters.

PROCEDURAL COMMITTEES

- 15 13. DELAYED BILLS, to consist of five members.
 16 14. EMPLOYMENT, to consist of five members.
 17 15. ENROLLED AND ENGROSSED BILLS, to consist of five
 17a members.
 18 16. REVISION AND CORRECTION OF JOURNAL, to consist
 18a five members.
 19 17. RULES, to consist of nine members.
 20 18. LEGISLATIVE COUNCIL RESOLUTIONS, to consist of
 20a five members,
 21 one of whom may be a member of the Legislative Council.
 22 In all cases, a majority of the committee shall constitute a
 23 quorum. The Committee Chairman or such person who is duly
 23a appointed
 24 to act as Chairman shall ensure that minutes of each committee
 24a meeting
 25 be kept. Such minutes shall include the names of all committee
 25a members
 26 present; the time of commencement and adjournment or each
 26a meeting; the
 27 bills or resolutions discussed by number, and a short phrase
 27a explaining
 28 what each bill or resolution relates to; and the names **and addresses**
 29 of all persons (((and their addresses))) who appear in relation to
 29a any
 30 certain bill or resolution **and a brief summary of their remarks.** The
 31 minutes shall also include a record of recommended amendments to
 31a bills
 32 and resolutions, and the total aye and nay vote of the committee on
 32a all
 33 bills and resolutions referred out of the committee. Upon final
 34 adjournment of the legislative session, the minutes of all committee
 35 meetings shall be delivered to the Legislative Council and **shall be**
 36 retained by the Council for a period of not less than one year
 37 (((following such adjournment))).

PAGE 5

- 1 SECTION 6. AMENDMENT.) House Rule No. 45 is hereby
 1a amended to

2 read as follows:

3 45. DISPOSITION OF MEASURES

4 No bill or resolution, except an appropriations measure, may be
5 held in a committee for more than (((fourteen))) **twenty-one**
5a legislative
6 days after it is referred to the committee, unless an extension of
6a time
7 is granted by the House. All (((such))) House bills and resolutions
8 (((, other than appropriations bills,))) shall be reported by to the
9 House no later than the thirty-eighth legislative day, and if not so
10 reported back, shall automatically be placed on the calendar without
11 recommendation. The same rule shall apply to Senate bills and
11a resolu-
12 tions not reported back to the House by the fifty-seventh legislative
13 day.

14 SECTION 7. AMENDMENT.) House Rule No. 47 is hereby
14a amended to

15 read as follows:

16 47. REPORT OF COMMITTEES

17 The report of a committee shall be for passage, for indefinite
18 postponement, for amendment, or without recommendation. If
18a for
19 amendment, the proposed amendment shall be fully set forth in the
20 report. If such report is adopted, the bill shall thereupon go on the
21 calendar for the next legislative day for action of the House as to
22 amendment under the Sixth Order of Business, when the House, by
22a a
23 majority vote of the members present may adopt or reject such
23a amend-
24 ments or may commit the bill to the Committee of the Whole. No
24a action
25 shall be taken upon amendments until a full mimeographed or
25a printed
26 copy of the report is in the hands of the members. Upon receiving
26a the
27 report, the Chief Clerk shall cause copies thereof to be made and
28 placed on the desk of each member; provided, however, that upon
28a a two-
29 thirds vote of the members-elect, this may be suspended, and the
29a amend-
30 ment acted on immediately after the report of the committee.
31 If a report or motion recommending a bill for passage without
32 amendment is adopted, the bill shall go on the calendar **or consent**
33 **calendar** for the next legislative day for second reading and final
34 passage.

PAGE 6

1 If a report or motion for indefinite postponement is adopted,
2 it shall have the effect of entirely removing the bill or
2a resolution
3 from before the House for that session, unless revived by a
3a motion to
4 reconsider. The passage of a motion for the adoption of a
4a report
5 recommending amendments has the effect of adopting the
5a report but not
6 the amendments.

7 If the committee report is not divided, it is in order for any
8 member to move that a report for passage, for indefinite
8a postpone-
9 ment, for amendment, or without recommendation be
9a substituted for
10 the regular committee report, and if such motion carries, it shall
11 be substituted for the regular committee report.

12 SECTION 8. AMENDMENT.) House Rule No. 63 is hereby

12a amended to
 13 read as follows:
 14 63. MOTION FOR RECONSIDERATION
 15 Any member who votes on the prevailing side of a question,
 16 ("prevailing side of a question" shall be that side which voted
 16a "Aye"
 17 on a question that passed, and "Nay" on a question that failed),
 17a or
 18 who did not vote on the question, **or who voted on a question on**
 18a **which**
 19 **the ayes and nays were not recorded**, may move a reconsidera-
 19a tion of
 20 the question, which motion shall be decided by a majority vote
 20a of the
 21 members-elect. In case of a bill, joint resolution, or
 21a amendment to
 22 the Constitution, the motion to reconsider, if made after the end
 23 of the next legislative day, shall require a two-thirds vote of the
 24 members-elect. No motion to reconsider may be made unless
 24a the matter
 25 is in possession of the House.
 26 SECTION 9. AMENDMENT.) Joint Legislative Rule No. 14
 26a is hereby
 27 amended to read as follows:
 28 14. FISCAL NOTES
 29 All bills and resolutions introduced into either House of the
 30 Legislative Assembly having an effect of five thousand dollars
 30a or
 31 more on the revenues, expenditures, or fiscal liability of the
 31a state,
 32 except appropriation measures carrying specific dollar amounts,
 33 ((and all resolutions calling for an interim study by the
 33a Legislative
 34 Council and having a fiscal impact of one thousand dollars or
 34a more,)))
 35 shall have a fiscal note attached to such bill or resolution which
 36 shall be prepared as herein provided. The determination as to
 36a whether

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1 a fiscal note is required shall be made by the Legislative
 1a Council for
 2 those bills or resolutions prepared by the staff of the Legislative
 3 Council, or by the Chairman of the committee to which a bill or
 4 resolution is referred for those bills or resolutions not prepared
 4a by
 5 the Legislative Council, or not bearing a fiscal note. Bills or
 6 resolutions to which amendments have been made having a
 6a fiscal effect
 7 of five thousand dollars or more shall have a fiscal note
 7a attached
 8 upon request of the Chairman of the committee considering the
 8a bill or
 9 resolution, or by request of the majority of the members of the
 9a House
 10 in which the bill is considered at the time of second reading.
 10a The
 11 Chairman of a committee may request the aid of the Legislative
 11a Council
 12 in making a determination as to whether a bill or resolution
 12a requires
 13 a fiscal note.
 14 Fiscal notes shall be prepared by the state agency or
 14a department
 15 responsible for collecting or expending the revenues affected

15a or
 16 jointly by affected departments or agencies, at the request of
 16a the
 17 Legislative Council or the Chairman of the committee consider-
 17a ing the
 18 bill or resolution. Requests for fiscal notes shall be in writing,
 19 addressed to the designated agency or department, and upon a
 19a proper
 20 request form, and shall be accompanied by a reproduction of
 20a the bill
 21 or resolution having the fiscal effect. The Legislative Council
 21a shall
 22 prepare all necessary forms for the implementation of the fiscal
 22a note
 23 procedure. Each agency or department to who a request for
 23a a fiscal
 24 note is made shall state in writing, upon a fiscal note form, the
 25 fiscal impact in dollar amounts of the bill or resolution being
 25a con-
 26 sidered. If the agency or department of whom a fiscal note is
 26a requested
 27 is unable to provide specific information upon the fiscal impact
 27a of the
 28 bill or resolution, it shall make an estimate of the impact
 28a according to
 29 such available information it may have or be able to obtain
 29a and shall
 30 state that the figures provided are an estimate. If such agency
 30a or
 31 department is not able to make an estimate it shall state such
 31a fact.
 32 All fiscal notes shall be prepared in triplicate and shall be
 33 returned to the Legislative Council or the Committee Chairman
 33a making
 34 such request, whichever the case may be, not later than five
 34a days from
 35 date of such request. One copy of the fiscal note shall be
 35a attached

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1 to the original bill or resolution, one copy shall be filed with
 1a the
 2 Bill Clerk of the House wherein the bill or resolution originated,
 3 and one copy shall be filed in the office of the Legislative
 3a Council.
 4 Any bill or resolution requiring a fiscal note shall be stamped or
 5 have written on its cover a notation to the effect that a fiscal
 5a note
 6 is required. Reports of committees shall include a notation
 6a that a
 7 specific bill or resolution carries a fiscal note. Upon second
 7a reading
 8 and final passage of all bills or resolutions carrying fiscal notes,
 9 the Secretary of the Senate or the Clerk of the House, which-
 9a ever the
 10 case may be, shall be required to read the fiscal note in its
 10a entirety
 11 at the time of reading the title of the bill or resolution to be
 11a voted
 12 upon.
 13 SECTION 10.) Joint Legislative Rule No. 21 is hereby
 13a created to
 14 read as follows:
 15 **21. INTRODUCTION OF EXECUTIVE DEPARTMENT BILLS**
 16 Each executive agency shall file those bills it wants to have

17 introduced with the Legislative Council during the
 17a Organizational
 18 Session, or thereafter, but no later than the fifth legislative day
 19 of the ensuing regular session. Such bills will be deemed
 19a introduced
 20 by the standing committee of the House or Senate with general
 20a juris-
 21 diction over the subject matter of the bill. The Legislative
 21a Council
 22 will deliver those bills to the President of the Senate or the
 22a Speaker
 23 of the House for recording and numbering. Executive agency
 23a bills will
 24 be identified by noting the name of the agency under the name
 24a of the
 25 sponsoring committee.

26 SECTION 11.) Joint Legislative Rule No. 22 is hereby
 26a created to
 27 read as follows:

28 **22. OPEN LEGISLATIVE MEETINGS**

29 All meetings of the Legislative Assembly and its committees,
 30 including interim legislative committees, shall be open to the
 30a public
 31 and the press at all times when pending or proposed legislation
 31a is
 32 being considered.

33 SECTION 12.) Joint Legislative Rule No. 23 is hereby
 33a created to
 34 read as follows:

35 **23. JOINT STANDING COMMITTEE ON REAPPOR-
 35a TIONMENT**

36 A joint standing committee on reapportionment consisting of
 36a ten

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1 members is hereby created. The membership shall be evenly
 1a divided
 2 between the House and Senate, and the members shall be
 2a appointed by
 3 the Speaker of the House and the committee on committees of
 3a the Senate,
 4 with the first-named member in each House serving as co-
 4a chairman. All
 5 bills and resolutions relating to redistricting or reapportioning
 5a of
 6 legislative districts shall be referred to the joint standing
 6a committee
 7 on reapportionment. The joint standing committee shall first
 7a meet at
 8 the call of the Senate co-chairman and the chairmanship of each
 9 meeting thereafter shall alternate between the co-chairmen.
 9a Members
 10 of the joint standing committee shall be excused from attending
 10a a
 11 meeting of any other committee while they are attending a
 11a meeting of
 12 the joint standing committee. The joint standing committee
 12a shall
 13 issue joint reports on legislation referred to it, with the report
 14 being first presented to the House having possession of the bill,
 14a and
 15 later presented to the other House if appropriate.

And when so amended recommends the same do pass.

Representative Kingsbury, Chairman
 Representative Kingsbury moved that the report be adopted.

Rep. Kingsbury requested unanimous consent of the House to amend the Report of the Rules Committee, which request was granted.

Rep. Kingsbury moved that the Rules Committee Report be amended as follows:

Page 2, line 16, delete the words "**the Speaker**" and insert in lieu thereof "**past Speakers**", which motion prevailed.

Rep. Backes moved that the Report of the Rules Committee be amended as follows:

Page 1, on line 10, before the word "Consideration" insert the small letter "a."

Page 1, before line 11, insert the following: "**b. Committee Reports for indefinite postponement.**"

Page 5, line 18, delete the word "If" and insert the following: "**If for indefinite postponement, the committee report shall be considered on the next legislative day under the Sixth Order of Business. If the report is**"

Motion of Rep. Backes to amend the Rules Committee Report failed on a division vote.

Rep. Winkjer moved to amend the Rules Committee Report be further amended as follows:

Add as House Rule 87. "There shall be no smoking in the committee rooms."

Rep. Winkjer's motion to amend the Report of the Rules Committee prevailed on a division vote.

Rep. Hilleboe moved that the House reconsider the action by which Rep. Winkjer's motion was adopted, which motion failed on a division vote.

The question then was on the motion to adopt the Rules Committee Report as amended, which motion prevailed.

ADMINISTRATION OF OATH TO EMPLOYEES

Speaker Bunker administered the oath of office to the following employees: Assistant Chief Clerk, Delano Wawers; Bill Clerk, Clara Wendt; Secretary to Majority Floor Leader, Mavis Patchen; Committee Clerk, Louise Ebert; Committee Clerk, Lela Knudsen; Parking Lot Attendant, Ferd Hetterle; Journal Proofreader, Phyllis Ehrmann; Deputy Sergeant-at-Arms, Olger Sandven.

ANNOUNCEMENT

Speaker Bunker then announced the following committee appointments:

APPROPRIATIONS:

Reimers, Chairman
 Wagner, Vice Chairman
 Bridston
 Christensen, R.
 Freborg
 Hartl
 Hausauer, L.
 Jenkins
 Kingsbury
 Marsden
 Miedema
 Olin
 Peterson
 Thorsgard
 Tweten
 Fleming
 Johnson, H.
 Mertens
 Opedahl
 Solberg

AGRICULTURE:

Johnson, Chairman

Hickle, Vice Chairman

Backlin

Gunderson

Leibhan

Matheny

Murphy

Nermyr

Olson

Rau

Schindler

Vander Vorst

Dotzenrod

Gronneberg

Livingston

EDUCATION:

Knudson, Chairman

Stoltenow, Vice Chairman

Backlin

Eagles

Erickson

Froeber

Hendrickson

Hildebrand

Larson

Leibhan

Raymond

Schindler

Watkins

Jacobson

McGaurven

Tinjim

FINANCE and TAXATION:

Dornacker, Chairman

Gackle, Vice Chairman

Garnas

Hausauer, A.

Jacob

Johnson, K.

Matheny

Murphy

Nermyr

Rice

Royce

Poyzer

Laughlin

Weber

Wilkie

Winge

JUDICIARY:

Atkinson, Chairman

Stone, Vice Chairman

Austin

Christensen, H.

Dick

Grubb

Kretschmar

LaGrave

Olson

Rundle

Vander Vorst

Winkjer

Dotzenrod

Gronneberg

Lundene

INDUSTRY, BUSINESS and LABOR:

Herman, Chairman
Metzger, Vice Chairman
Haugland
Kloubec
Lang
Laske
Lodoen
Rau
Rued
Strinden
Timm
Welder
Gengler
Langley
Livingston
Orange

POLITICAL SUBDIVISIONS:

Lang, Chairman
Hildebrand, Vice Chairman
Austin
Hausauer, A.
Kermott
Kloubec
Lodoen
Royse
Rundle
Stone
Strinden
Welder
Jacobson
Meyer
Tinjim
Vacancy to be filled

NATURAL RESOURCES:

Dick, Chairman
Ganser, Vice Chairman
Christensen, H.
Hentges
Hilleboe
Jacob
Knudson
Lee
Metzger
Rivinius
Stoltenow
Winkjer
Bassingthwaite
Weber
Wilkie
Winge

SOCIAL WELFARE:

Haugland, Chairman
Eagles, Vice Chairman
Atkinson
Dornacker
Froeber
Hendrickson
Jaeger
Kretschmar
LaGrave
Larson
Laske

Raymond
Watkins
Laughlin
Lundene
Orange

STATE AND FEDERAL GOVERNMENT:

Hilleboe, Chairman
Rivinius, Vice Chairman
Berg
Ganser
Gunderson
Hensrud
Hentges
Hickle
Jaeger
Kermott
Lee
Martinson
Scofield
Bassingthwaite
Meyer
Vacancy to be filled

TRANSPORTATION:

Hensrud, Chairman
Berg, Vice Chairman
Erickson
Gackle
Garnas
Grubb
Herman
Martinson
Poyzer
Rued
Rice
Scofield
Timm
Gengler
Langley
McGauvran

VETERANS' AFFAIRS:

Rundle, Chairman
Welder, Vice Chairman
Berg
Ganser
Hausauer, A.
Hentges
Hildebrand
Jacob
Knutson
Leibhan
Peterson
Vander Vorst
Dotzenrod
Laughlin
Orange

JOINT STANDING COMMITTEE ON REAPPORTIONMENT:

Nething, Co-chairman
Peterson, Co-chairman
Butler
Jones
Nasset
Christensen, L.

Hausauer, L.
Miedema
Strinden, E.
Backes

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, December 7, 1972

Mr. Speaker: I have the honor to return:
House Concurrent Resolution No. 3001
Which the Senate has passed unchanged:

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

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

House Concurrent Resolution No. 3001.

And find the same correctly Enrolled.

REP. MIEDEMA, Chairman

Representative Lee 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 Concurrent Resolution No. 3001

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

MESSAGE TO THE SENATE

Bismarck, December 7, 1972

Mr. President: I have the honor to transmit herewith the fol-
lowing, which the Speaker has signed and your signature is re-
spectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, December 7, 1972

Mr. Speaker: I have the honor to return:
House Concurrent Resolution No. 3001.
Which the President has signed.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the absent members be excused, which
motion prevailed.

Rep. Streibel moved that the House stand adjourned, which mo-
tion prevailed.

ROY GILBREATH, Chief Clerk

"Buy North Dakota Products"

Journal of the House



Forty-third Legislative Assembly

FIRST DAY

Bismarck, January 2, 1973

At the hour of twelve o'clock noon of the second day of January, 1973, according to the Constitution of the State of North Dakota, the North Dakota House of Representatives convened in its regular session, Speaker Bunker presiding.

Prayer was offered by Rev. Fr. Edwin Wehner, Cathedral of the Holy Spirit, Bismarck.

Roll was called with one election pending and all other members present except Reps. Hensrud, Rice and Vander Vorst.

A quorum was declared by the Speaker.

Rep. Streibel moved that a committee of two be appointed to escort Associate Justice Teigen to the rostrum, which motion prevailed, and Reps. Gackle and Hildebrand were so appointed.

Associate Justice Teigen administered the Oath of Office to Rep. Joe Welder.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Organizational and Orientation Session, December 5, 6, 7, 1972, and recommends that the same be corrected as follows:

On page 14, line 34, following the words "who voted on a question", add the words "on which"

On page 19, line 36, delete the words "Ralph M." and insert in lieu thereof "Dean"

On page 27, line 44, delete the word "state" and insert in lieu thereof the word "start"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

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

Rep. Streibel moved that the schedule for chaplains be printed in the Journal, which motion prevailed.

CHAPLAINCY SCHEDULE

Forty-third Legislative Assembly

DATE	HOUSE SESSIONS	Office	Residence
January 3	David Knecht, McCabe, Methodist	223-6091	255-1160
4	A. R. Aleson, First United Methodist	255-3489	
5	Philip Lint, McCabe Methodist ...	255-2866	255-1160
6	Norman Winkelman, United Methodist	255-4281	255-3720
8	Gerhard Harms, Bethel Lutheran	255-1433	

DATE	HOUSE SESSIONS	Office	Residence
9	Gerald Mertz, Faith Lutheran	223-2236	
10	Warren Johnson, First Lutheran....	223-4340	
11	Robert Lynne, Good Shepherd Lutheran	223-8286	
12	Clarence Stomp, House of Prayer, Lutheran	223-2202	
13	Al Beyer, First Lutheran	223-4340	
15	James Butler, First Presbyterian..	223-6091	223-9027
16	James Carbough, First Presbyterian	223-6091	223-3325
17	W. Stoerker, N. Dak. Executive Director, Council of Churches....	255-3482	
18	Fred Schaffer, Awareness House	255-3643	
19	Lester Soberg United Church of Christ	255-1104	223-6602
20	Harold Rambo, United Church of Christ	255-3612	
22	Blaine Cook, Corpus Christi, Catholic	255-4600	255-4584
23	E. J. Becwar, St. Mary's Central High	223-4113	
24	Edwin Wehner, Cathedral, Catholic	223-1033	
25	Robert Feehan, St. Mary's, Catholic	223-5562	
26	Donald Hill, St. Mary's, Catholic	223-5562	
27	Marvin Klemmer, Christ the King, Mandan	663-8842	223-1347
29	Ron Smith, Capitol Heights Baptist	223-5479	
30	Walter Dingfield, Bismarck Baptist	223-4445	
31	Clarence Walth, Bismarck Baptist	223-0091	
February 1	Ron Norman, Bismarck, Baptist....	223-8361	
2	Stanley Malmgren, First Baptist, Bismark	223-8614	
3	Paul Stuart, Baptist	255-3542	
5	E. C. Schumacher, Evangelical Free	223-6271	223-3330
6	Frank Unruh, Mennonite Brethren		223-0797
7	Robert Fischer, Wesleyan Methodist	223-7238	223-9008
8	Major R. Spicer, Salvation Army	663-9217	223-1976
9	Carl Perry, Assembly of God	255-0500	223-1852
10	Gerald Ruelle, St. Alexius Hospital	223-5000	
12	John Pfeifer, St. Anne's, Catholic	223-1549	
13	R. R. Patzer, Seventh Day Adventist		255-1947
14	Carl Perry, Assembly of God	255-0500	223-1852
15	Thomas J. Sands, Church of God	223-8541	
16	Edwin Wehner, Cathedral, Catholic	223-1033	

DATE	HOUSE SESSIONS	Office	Residence
17	Gerald Ruelle, St. Alexius Hospital	223-5000	
19	Donald Burton, Lord of Life Lutheran	223-2986	
20	Roger Anderson, Good Shepherd Lutheran	223-8286	223-82
21	Oscar Lund, Chaplain Lutheran ...	223-9439	255-1160
22	J. H. Nicolai, Trinity Lutheran ...	223-3560	223-0591
23	Alvin Peimnitz, Zion Lutheran ...	223-8286	223-9065
24	Peter Boe, Faith Lutheran	223-2236	
26	Edgar Brinckerhoff, United Church of Christ	255-3301	
27	Walter Ellingson, St. George Episcopal	223-1942	255-1857
28	Charles Hill, United Church of Christ	223-2915	223-7266
March	1 W. Stoerker, Council of Churches	255-3482	
	2 Edgar Brinckerhoff, United Church of Christ	255-2773	255-3301
	3 Harold Rambo, United Church of Christ	223-3612	
	5 David Walters, United Pentecostal	223-8125	223-9049
	6 R. R. Patzer, Seventh Day Adventist		223-1947
	7 Chris Davis, Annunciation Priory	255-1520	
	8 T. J. Sands, Church of God	223-8541	
	9 Arnold Spain, St. Anne's Catholic	223-1549	
	10 Marvin Klemmer, Christ the King, Mandan	663-8842	223-1347
	12 Roger Hedberg, Mandan Baptist....	663-8368	663-8549
	13 John Miller, Baptist	663-6232	

REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Select Committee appointed to arrange for committee rooms has met and wishes to recommend the following changes in the previous room assignments:

House Stenographers to Room 203, State Capitol

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

REP STONE, Chairman

COMMUNICATIONS

NORTH DAKOTA LEGISLATIVE COUNCIL

January 2, 1973

TO: CHIEF CLERK OF
HOUSE OF REPRESENTATIVES

Transmitted herewith are House Bills Nos. 1001 through 1128 and House Concurrent Resolutions Nos. 3002 through 3012, which have been pre-filed and sent to the printer.

Pursuant to Legislative Rules, the Speaker of the House of Representatives has assigned bills to committee and posted certain bills for hearing as shown on the attached list.

Copies of all pre-filed bills and resolutions have been distributed to the bill printer, the journal printer, the Associated Press, and the Legislative Council. Please distribute copies of the attached

lists of pre-filed bills and resolutions to all members of the House of Representatives.

Sincerely,
C. EMERSON MURRY
Director

CEM/ks
Enc.

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. for a joint session, which motion prevailed.

FIRST READING OF HOUSE BILLS

Committee on Appropriations introduced:

House Bill No. 1001. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the State of North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 1002. A Bill for an Act to appropriate money for the expenses of the legislative branch of government, and declaring an emergency.

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

Committee on Appropriations introduced:

House Bill No. 1003. A Bill for an Act making an appropriation for defraying expenses of the judicial branch of the government of the state of North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 1004. A Bill for an Act making an appropriation for defraying the expenses of the commissioner of university and school lands.

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

Committee on Appropriations introduced:

House Bill No. 1005. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 1006. A Bill for an Act making an appropriation for defraying expenses of the various departments and various divisions thereof, of the state of North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 1007. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof of the state of North Dakota and which are under the supervision of the director of institutions.

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

Committee on Appropriations introduced:

House Bill No. 1008. A Bill for an Act making an appropriation for defraying expenses of various departments and various divi-

sions thereof, of the state of North Dakota, and which are under the supervision of the commissioner of insurance.

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

Committee on Appropriations introduced:

House Bill No. 1009. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota and which are under the supervision of the commissioner of agriculture.

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

Committee on Appropriations introduced:

House Bill No. 1010. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 1011. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 1012. A Bill for an Act making an appropriation for defraying expenses of the pardon board and parole office.

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

Committee on Appropriations introduced:

House Bill No. 1013. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota, and which are under the supervision of the office of the adjutant general.

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

Committee on Appropriations introduced:

House Bill No. 1014. A Bill for an Act to appropriate money for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

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

Committee on Appropriations introduced:

House Bill No. 1015. A Bill for an Act to appropriate money for defraying expenses of the state water conservation commission.

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

Committee on Appropriations introduced:

House Bill No. 1016. A Bill for an Act making an appropriation for the construction of a capitol office building.

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

Committee on Appropriations introduced:

House Bill No. 1017. A Bill for an Act making an appropriation for the construction of a Heritage Center.

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

Reps. Reimers, H. Johnson, Kingsbury and Mertens introduced:

House Bill No. 1018. A Bill for an Act to amend and reenact section 4-09-20 of the North Dakota Century Code, relating to the processing of vouchers by the seed department.

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

Reps. Mertens, Thorsgard and H. Johnson introduced:

House Bill No. 1019. A Bill for an Act relating to governmental biennial reports; to amend and reenact sections 2-05-04, 4-05-10, 4-06-04, 4-13-09, 4-27-11, 6-01-10, 7-05-03, 15-02-08, 15-11-14, 15-20.1-21, 15-21-14, 15-52-28, 18-01-29, subsection 3 of section 20-02-04, sections 23-01-06, 24-02-10, subsection 7 of section 26-01-02, sections 26-23-21, 27-15-08, 34-06-20, 36-01-11, subsection 5 of section 37-03-05, sections 37-14-09, 37-15-19, 43-01-06, 43-02-06, 43-04-19, 43-09-05, 43-10-08, 43-13-09, 43-15-12, 43-17-12, 43-23-02, 43-28-09, 47-23-07, 49-01-13, 50-06-13, 52-02-03, 52-10-09, 53-01-08, 54-06-03, 54-06-04, subsection 12 of section 54-11-01, sections 54-12-05, 54-17-06, 54-21-09, 54-21-10, 54-36-06, 54-42-05, subsections 15 and 16 of section 54-44-04, sections 54-46-11, 54-49-08, subsection 9 of section 57-01-02, sections 61-03-04, and 65-02-09 of the North Dakota Century Code, relating to biennial reports of executive and administrative agencies and departments, the time when such reports shall be made, and the contents, printing, and binding of such reports; and to repeal section 44-04-08 of the North Dakota Century Code, relating to the reporting of salaries in biennial reports.

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

Reps. Mertens, Thorsgard and H. Johnson introduced:

House Bill No. 1020. A Bill for an Act to amend and reenact section 20.1-08-05 of House Bill No. 1020 of the forty-third legislative assembly, relating to the publication of game and fish proclamations and the availability of printed versions of such proclamations.

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

Reps. Thorsgard and H. Johnson introduced:

House Bill No. 1021. A Bill for an Act to require prompt delivery and publication of the proceedings of any political subdivision required by law to publish its minutes, and to amend sections 11-11-37, 15-28-11, and 40-08-12, relating to the publication of county commission, school board, and city council minutes.

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

Reps. H. Johnson, Mertens and Thorsgard introduced:

House Bill No. 1022. A Bill for an Act to amend and reenact sections 46-05-01 and 46-06-02 of the North Dakota Century Code, relating to the definitions of legal and official newspapers.

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

Reps. H. Johnson, Mertens and Thorsgard introduced:

House Bill No. 1023. A Bill for an Act to amend and reenact sections 15-04-09, 15-06-25, 15-07-05, 38-09-15, and 54-01-05.2 of the North Dakota Century Code, relating to the notice of the leasing and sale of certain state lands and mineral rights.

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

Reps. Solberg, Wagner, Miedema, Kingsbury and Peterson introduced:

House Bill No. 1024. A Bill for an Act to create and enact section 15-10-14.1 of the North Dakota Century Code; and to amend and reenact section 15-10-14, subsection 2 of section 15-10-17, and

sections 15-10-25 and 15-52-09 of the North Dakota Century Code; and to repeal section 15-10-24 of the North Dakota Century Code, all relating to fiscal practices at institutions of higher education.

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

Reps. Solberg, Wagner, Kingsbury, Miedema and Opedahl introduced:

House Bill No. 1025. A Bill for an Act relating to out-of-state travel by persons employed by state institutions of higher education; and to amend and reenact section 54-06-10 of the North Dakota Century Code, relating to out-of-state travel of state employees.

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

Reps. Hildebrand, Knudson, G. Larson and Jacobson introduced:

House Bill No. 1026. A Bill for an Act to amend and reenact sections 15-36-01, 15-36-08, 15-36-11, 15-38-17, 15-38-18, and 15-41-25 of the North Dakota Century Code, providing procedures for the establishment of criteria for teachers' certificates by the superintendent of public instruction and the teachers' professional practices commission, and providing for the administration of such certificates; to repeal sections 15-36-04, 15-36-05, and 15-36-06 of the North Dakota Century Code, relating to first and second grade professional certificates and special certificates; and providing an appropriation.

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

Reps. Backes, Dornacker, Dotzenrod, Gackle, Hentges, K. Johnson and Wilkie introduced:

House Bill No. 1027. A Bill for an Act to create a tax appeals board to hear appeals of tax abatement cases from decisions of boards of county commissioners, and to provide procedures for the administration of such appeals; to amend and reenact sections 57-20-20, 57-23-03, 57-23-04, and 57-23-08 of the North Dakota Century Code, relating to the payment of taxes under protest and to tax abatements; to repeal section 57-23-11 of the North Dakota Century Code, relating to the retroactive application of abatement actions; and providing an appropriation.

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

Reps. Backes, Dornacker, Dotzenrod, Gackle, Hentges, K. Johnson and Wilkie introduced:

House Bill No. 1028. A Bill for an Act to amend and reenact section 57-45-05 of the North Dakota Century Code, relating to neglect of duty by taxing officers and employees, and providing a penalty.

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

Reps. Gackle, K. Johnson, Wilkie, Hentges and Dotzenrod introduced:

House Bill No. 1029. A Bill for an Act declaring legislative intent concerning the basis used in the computation of property taxes and statutory limitations on bonded indebtedness for the political subdivisions of this state; to amend and reenact sections 15-48-01, 15-48-04, 15-48-05, 21-03-04, subsections 1, 5, and 6 of section 21-03-06, sections 40-49-14 and 57-02-28 of the North Dakota Century Code, relating to elections, the basis for the computation of the property tax, and limitations on bonded indebtedness for cities, counties, park districts, school districts, and townships; and declaring an emergency.

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

Reps. Strinden, Eagles, Hickle and Laughlin introduced:

House Bill No. 1030. A Bill for an Act to transfer the responsibility for the state division of vocational rehabilitation from the state board of public school education to the social service board of North Dakota; and to amend and reenact sections 15-20.1-01, 15-20.1-04, 15-20.1-05, and 15-20.1-21, relating to the division of vocational rehabilitation; and to repeal sections 15-20.1-12, 15-20.1-13, 15-20.1-14, 15-20.1-15, 15-20.1-16, 15-20.1-17, 15-20.1-18, 15-20.1-19, and 15-20.1-20 of the North Dakota Century Code, relating to the division of vocational rehabilitation under the board of public school education.

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

Reps. Strinden, Eagles, Hickle, Laughlin and Wagner introduced:

House Bill No. 1031. A Bill for an Act relating to the establishment of human service centers to provide human services from a single unit in accordance with the joint exercise of governmental powers.

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

Reps. Bunker, Gunderson, Lang, Metzger and Gengler introduced:

House Bill No. 1032. 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.

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

Reps. Bunker, Gunderson, Lang, Metzger and Gengler introduced:

House Bill No. 1033. A Bill for an Act to amend and reenact section 6-03-59.1 of the North Dakota Century Code, relating to the term of leases of personal property from banks.

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

Reps. Bunker, Gunderson, Lang, Metzger and Gengler introduced:

House Bill No. 1034. A Bill for an Act to authorize the industrial commission to issue debentures through the Bank of North Dakota to provide funds to participate with other banks and lending agencies in loans for irrigator development.

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

Reps. Bunker, Gunderson, Lang, Metzger and Gengler introduced:

House Bill No. 1035. 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.

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

Reps. Strinden, Streibel and Weber introduced:

House Bill No. 1036. A Bill for an Act to amend and reenact section 16-01-11 of the North Dakota Century Code, relating to the method of withdrawing signatures on initiative, referendum, and recall petitions.

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

Reps. Herman, Raymond, Rice and Solberg introduced:

House Bill No. 1037. A Bill for an Act to enact the Model Relocation Assistance Act providing state and local governmental assistance programs for relocation of persons and businesses displaced by governmental construction programs; and to repeal sec-

tion 32-15-22.1 of the North Dakota Century Code, relating to payments for the relocation of personal property displaced by eminent domain proceedings.

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

Reps. Herman, Raymond and Solberg introduced:

House Bill No. 1038. A Bill for an Act to create and enact chapters 29-07.1, and 54-12.1 of the North Dakota Century Code relating to providing public defense for indigent persons charged with crime and to the creation of the office of state defender general; to amend and reenact subsections 3 and 4 of section 29-07-01 and section 29-13-03 of the North Dakota Century Code, providing for informing a criminal defendant of his right to legal counsel; to repeal section 29-07-01.1 of the North Dakota Century Code, relating to court appointment of counsel for indigent defendants; providing an appropriation; and providing an effective date.

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

Reps. Rice, Herman, Raymond and Solberg introduced:

House Bill No. 1039. A Bill for an Act providing for disposition of community property rights upon the death of a spouse having such rights, such Act to be known as the Uniform Disposition of Community Property Rights at Death Act.

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

Reps. Solberg, Herman, Raymond, Rice and Streibel introduced:

House Bill No. 1040. A Bill for an Act to create and enact title 30.1 and sections 25-04-13.1, 30-26-05.1, and 30-26-26.1 of the North Dakota Century Code, embodying the Uniform Probate Code, and relating to guardianships at the Grafton state school, and appeals in probate cases; to amend and reenact sections 6-03-64, 6-03-67, subsection 4 of section 6-05-08, sections 6-05-13, 6-05-21, 11-21-05, 11-21-06, 11-21-07, 11-21-08, 11-21-13, 14-10-04, 14-10-12, 25-09-02.2, 27-07-02, 27-07-09, 27-07-16, 27-07-19, 27-07-21, 27-07-29, 27-07-30, subsection 3 of section 27-07-36, subsection 2 of section 27-20-47, sections 28-01-26, 28-03-01, 28-03-02, 28-03-04, subsection 2 of section 28-20-06, sections 28-26-21, 30-16-04, 30-16-05, 30-16-08, 31-01-05, 32-16-26, 32-16-32, 32-16-42, 32-16-43, 32-23-04, 34-01-12, 37-15-16, 37-15-18, 38-10-11, 38-10-12, 47-18-26, 47-18-28, subsections 4, 8, and 13 of section 47-24-01, subsection 4 of section 47-24-04, subsections 1, 3, 4, and 5 of section 47-24-07, sections 49-09-05, 50-24-33, 50-24-35, subsections 5 and 18 of section 54-21-13, subdivision i of subsection 2 of section 57-37-11, sections 57-37-14, 57-37-15, subsection 2 of section 57-37-16, sections 57-37-17, 57-37-18, 57-37-20, subdivisions b and c of subsection 3 of section 57-37-21, section 57-37-22, subsections 1, 2, 3, and 4 of section 57-37-23, subsections 1, 5, and 6 of section 57-37-24, sections 57-37-26, 57-37-27, 57-37-32, 59-02-10, 59-02-15, 59-04-02, 59-04-10, 59-04-11, 59-04-15, 59-04-18, 59-04-21, 59-04-22, subsection 1 of section 59-04.1-02, and sections 59-05-23 and 61-10-12 of the North Dakota Century Code, relating to the authority of trustees, personal representatives, guardians, and conservators, to estate tax filing and collection procedures, to payment of deposits by financial institutions, to the powers and duties of public administrators, to minors' rights, to the jurisdiction of county courts, to appointment of guardians or conservators for orphans, to statutes of limitations, to homestead estates, to appeals in probate proceedings, to testimony concerning transactions or conversations with the decedent, and to duties and powers of the soldiers' home commandant regarding deceased members' estates; to repeal chapters 30-01, 30-02, 30-03, 30-04, 30-05, 30-06, 30-07, 30-08, 30-09, 30-10, 30-11, 30-12, 30-13, 30-14, 30-15, 30-17, 30-18, 30-19, 30-20, 30-21, 30-21.1, 30-22, 30-23, 30-24, 30-25,

56-01, 56-02, 56-03, 56-04, 56-05, 56-06, 56-07, and sections 6-03-66, 7-04-07, 25-04-13, 27-07-06, 27-07-07, 27-07-08, 27-07-10, 27-07-38, 30-16-06, 30-16-07, 30-16-10, 30-26-05, 32-16-44, 35-03-12, 38-10-04, 49-09-06, 49-09-07, subsection 7 of section 57-37-24, section 59-02-06, 59-04-01, subsection 13 of section 59-04-04, sections 59-04-05, 59-04-06, 59-04-07, 59-04-09, 59-04-12, 59-04-13, and 59-04-14 of the North Dakota Century Code, relating to probate procedures, wills, and trusts, to the jurisdiction of county courts, to disposition of joint deposits by certain financial institutions, to guardians consenting to partition of real property, to satisfaction of real property mortgages, to mineral leasing by personal representatives, and to the acquisition of rights of way by public utilities; to provide penalties; and providing an effective date.

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

Reps. Weber and Dick introduced:

House Bill No. 1041. A Bill for an Act to create and enact sections 4-01-17.1, 4-01-17.2 4-01-17.3, 11-11-57, 11-11-57.1, 11-27-09.1, and title 20.1 of the North Dakota Century Code relating to game, fish, predators, and boating; to amend and reenact sections 12-18-07 and 47-27-03 of the North Dakota Century Code, relating to laying out poison and forfeiture of hunting licenses; and to repeal title 20 and chapter 61-27 of the North Dakota Century Code, relating to game, fish, predators, and boating regulations.

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

Reps. Streibel and Backes introduced:

House Bill No. 1042. 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.

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

Reps. Jenkins, Ganser, Berg, Gronneberg, Lee, Meyer, Rivinius and Rundle introduced:

House Bill No. 1043. A Bill for an Act to amend and reenact the initial paragraph of section 55-08-05, and section 55-08-06.1 of the North Dakota Century Code, relating to the provision of special services in state parks and recreation areas, providing exceptions from the necessity of obtaining park permits, and to delete references to the state park advisory council.

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

Reps. Rundle, Berg, Ganser, Gronneberg, Jenkins, Lee, Meyer and Rivinius introduced:

House Bill No. 1044. A Bill for an Act to provide for the deposit of trade commission funds in the general fund; and to repeal subsections 1 through 10 of section 51-10-06 and 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 State and Federal Government.

Reps. Jenkins, Rivinius, Berg, Ganser, Gronneberg, Lee, Meyer and Rundle introduced:

House Bill No. 1045. A Bill for an Act to repeal chapter 54-49 of the North Dakota Century Code, relating to the membership, powers, and duties of the natural resources and environmental management council.

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

Reps. Jenkins, Berg, Ganser, Gronneberg, Lee, Meyer, Rivinius and Rundle introduced:

House Bill No. 1046. A Bill for an Act to create and enact section 37-15-14.1 of the North Dakota Century Code relating to charging a membership contribution at the soldiers' home, to creation of a special fund consisting of membership contribution receipts, and stating the purposes of that fund; and to amend and reenact section 21-10-06 of the North Dakota Century Code, relating to the funds invested by the state investment board.

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

Reps. Berg, Ganser, Gronneberg, Jenkins, Lee, Meyer, Rivinius and Rundle introduced:

House Bill No. 1047. A Bill for an Act to provide that the office of the attorney general shall review each bill introduced during any session of the legislative assembly which provides for the sale or exchange of specific state-owned land, or for the purchase of specific land by the state.

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

Reps. Lee, Berg, Ganser, Gronneberg, Jenkins, Meyer, Rivinius and Rundle introduced:

House Bill No. 1048. 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.

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

Reps. Jenkins, Berg, Ganser, Gronneberg, Meyer, Rivinius and Rundle introduced:

House Bill No. 1049. A Bill for an Act to provide for membership in the public employees' retirement system for supreme and district court judges; to provide for the gradual discontinuance of the present judges' retirement program; to create and enact subsection 13 of section 54-52-01 and section 54-52-06.1 of the North Dakota Century Code, relating to the public employees' retirement system and the amount of a judge's contribution and matching contribution thereto; to amend and reenact subsection 3 of section 27-17-01, relating to judicial retirement salary; to amend and reenact subsections 2 and 12 of section 5452-01 and sections 54-52-02, 54-52-05, 54-52-06, 54-52-10, 54-52-11, and 54-52-13 of the North Dakota Century Code, relating to public employees' retirement system; to provide a statement of legislative intent; and providing an appropriation.

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

Reps. Hensrud and Herman introduced:

House Bill No. 1050. 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 2 of section 54-27-19 of the North 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. Solberg, Strinden and L. Hausauer introduced:

House Bill No. 1051. A Bill for an Act to amend and reenact

section 15-10-01, subsection 8 of section 15-17-03, and section 15-47-02, relating to a state institution of higher learning at Ellendale in regard to institutions under control of the state board of higher education, the erection of dormitories by insitutional holding corporatons, and institutions part of the free public school system; and to repeal chapter 15-14, relating to a state normal and industrial school at Ellendale.

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

Reps. Solberg, Strinden and L. Hausauer introduced:

House Bill No. 1052. A Bill for an Act to reallocate the grant lands and assets of the Ellendale fund and to direct the deposit of the remainder of the Ellendale branch fire proceeds in the state's general fund.

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

Reps. Hilleboe, Peterson and Wilkie introduced:

House Bill No. 1053. A Bill for an Act to amend and reenact subsection d of section 52-10-06 of the North Dakota Century Code, relating to the short-term investment of social security contribution funds.

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

Reps. Hilleboe, Peterson and Wilkie introduced:

House Bill No. 1054. A Bill for an Act to amend and reenact section 1-03-01 of the North Dakota Century Code, deleting certain days as holidays, and providing that all state and political subdivision offices shall be open on election days.

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

Reps. Hilleboe, Peterson and Wilkie introduced:

House Bill No. 1055. A Bill for an Act to amend and reenact subsection 2 of section 54-10-01 of the North Dakota Century Code, relating to the examination of the books and records of state agencies and the occupational and professional boards and commissions.

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

Reps. Hilleboe, Peterson and Wilkie introduced:

House Bill No. 1056. A Bill for an Act to require the commissioner of insurance to formulate guidelines for use by state agencies, departments, offices, officers, boards, and commissions in determining insurable values of state-owned real and personal property.

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

Reps. Hilleboe, Peterson and Wilkie introduced:

House Bill No. 1057. A Bill for an Act relating to the leasing of buildings or building space by state agencies, departments, offices, officers, boards, and institutions.

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

Rep. Fleming introduced:

House Bill No. 1058. A Bill for an Act to amend and reenact subsection 2 of section 27-09.1-08 of the North Dakota Century Code, relating to disqualification of jurors and lowering the age to eighteen.

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

Reps. Rundle, Rau and Ganser introduced:

House Bill No. 1059. A Bill for an Act to amend and reenact subsection 10 of section 1-03-01 of the North Dakota Century Code, relating to Veterans Day.

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

Rep. Atkinson introduced:

House Bill No. 1060. A Bill for an Act to amend and reenact section 11-17-08 of the North Dakota Century Code, relating to the destruction of certain court records by clerks of court.

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

Rep. Winkjer introduced:

House Bill No. 1061. A Bill for an Act to amend and reenact section 49-02-05 of the North Dakota Century Code, relating to use by one utility of the facilities of another.

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

Rep. Winkjer introduced:

House Bill No. 1062. 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 for the aged and disabled.

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

Rep. Strinden introduced:

House Bill No. 1063. A Bill for an Act to amend and reenact section 49-07-02 of the North Dakota Century Code, relating to definitions of "projects" and "municipalities", and declaring an emergency.

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

Rep. Strinden introduced:

House Bill No. 1064. A Bill for an Act to amend and reenact section 40-35-02 of the North Dakota Century Code, relating to the definition of "undertaking", and declaring an emergency.

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

Rep. Rundle introduced:

House Bill No. 1065. A Bill for an Act to amend and reenact section 57-39.2-08 of the North Dakota Century Code, relating to the three percent sales tax schedule; and to repeal sections 57-39.2-03.1, 57-39.2-08.1, 57-40.2-03.1, and 57-40.3-03.1 of the North Dakota Century Code, relating to the one percent additional sales tax, use tax, and excise tax.

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

Rep. Mertens introduced:

House Bill No. 1066. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to the examination of an applicant for a motor vehicle operator's license, to relieve the highway patrol of such responsibility, and to require the highway commissioner to provide for such an examination; and providing an effective date.

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

Rep. Eagles introduced:

House Bill No. 1067. A Bill for an Act to amend and reenact section 58-04-05 of the North Dakota Century Code, relating to

the extension of voting hours at township elections.

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

Rep. K. Johnson introduced:

House Bill No. 1068. A Bill for an Act to amend and reenact subsection 4 of section 57-24-03 of the North Dakota Century Code, relating to the form of a notice of a tax sale and the advertising cost.

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

Committee on Judiciary introduced:

House Bill No. 1069. A Bill for an Act to amend and reenact section 16-13-11 of the North Dakota Century Code, relating to reopening of election ballots.

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

Reps. Erickson, Laske, Matheny and Rundle introduced:

House Bill No. 1070. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-04-20, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the date of the primary election, precinct committeemen meetings, and party conventions.

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

Rep. H. Christensen introduced:

House Bill No. 1071. A Bill for an Act to amend and reenact section 39-20-14 of the North Dakota Century Code, relating to chemical screening tests of drivers' breaths for the purpose of estimating the alcoholic content of the drivers' blood.

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

Rep. Rundle introduced:

House Bill No. 1072. A Bill for an Act to amend and reenact section 16-20-17.1 of the North Dakota Century Code relating to political advertisements and the disclosure of the name and address of the sponsor.

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

Rep. Jacob introduced:

House Bill No. 1073. A Bill for an Act to amend and reenact sections 15-28-07 and 15-28-08 of the North Dakota Century Code, relating to the polling hours in school district elections.

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

Rep. K. Johnson introduced:

House Bill No. 1074. A Bill for an Act to amend and reenact section 20.1-05-04 of the North Dakota Century Code, as contained in section 12 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the use of artificial platforms in taking big game.

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

Rep. Hilleboe introduced:

House Bill No. 1075. A Bill for an Act to amend and reenact subsection 3 of section 39-10-05 of the North Dakota Century Code, relating to right turns on red signals after stopping.

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

Rep. Mertens introduced:

House Bill No. 1076. A Bill for an Act to create and enact new subsections to sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code, relating to exemptions from the sales and use taxes and including gross receipts from the sale of hearing aids among the exemptions.

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

Committee on Judiciary introduced:

House Bill No. 1077. A Bill for an Act to amend and reenact sections 16-04-17, 16-10-12.1, 16-11-12, 16-18-12, and subsection 2 of section 16-21-02 of the North Dakota Century Code, relating to arrangement of names on ballots and voting machines, voting machines and poll clerks, instructions, advertisements and ballots posted in polling places, poll registers, and permitting electors to vote only for those for whom they are entitled to vote; and to repeal sections 16-04-15.2, 16-11-05.1, and 16-18-06.1 of the North Dakota Century Code, relating to general election, primary election, and absentee voting ballots for those authorized to vote in federal elections only.

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

Committee on Judiciary introduced:

House Bill No. 1078. A Bill for an Act to create and enact section 16-16-17.1 of the North Dakota Century Code, relating to allowing former North Dakota residents to vote in North Dakota.

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

Committee on Judiciary introduced:

House Bill No. 1079. A Bill for an Act to amend and reenact section 16-01-03 of the North Dakota Century Code, relating to qualifications of electors.

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

Reps. Eagles and Watkins introduced:

House Bill No. 1080. A Bill for an Act to amend and reenact section 14-10-17 of the North Dakota Century Code relating to minors contracting for medical treatment.

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

Reps. Lee and Raymond introduced:

House Bill No. 1081. A Bill for an Act to require the publication of the proceedings of a board of city commissioners.

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

Rep. Peterson introduced:

House Bill No. 1082. A Bill for an Act to amend and reenact section 11-19A-04 of the North Dakota Century Code relating to eligibility for the office of county coroner.

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

Reps. Herman and Knudson introduced:

House Bill No. 1083. A Bill for an Act to create and enact subsection 10 of section 43-17-02 of the North Dakota Century Code relating to the exemption of paramedics from the license requirements of the chapter.

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

Committee on Social Welfare introduced:

House Bill No. 1084. A Bill for an Act authorizing the director of institutions to discontinue operation of the tuberculosis sanatorium and transfer the responsibility of the care of tuberculous patients to the state department of health.

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

Committee on State and Federal Government introduced:

House Bill No. 1085. A Bill for an Act to amend and reenact sections 54-46.1-01 and 54-46.1-05 of the North Dakota Century Code, relating to central microfilming of records of county and state institutions.

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

Rep. Winkjer introduced:

House Bill No. 1086. A Bill for an Act to amend and reenact sections 20.1-10-01, 20.1-10-04, and 20.1-10-05 of the North Dakota Century Code as contained in section 17 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the sale of property confiscated by game and fish personnel.

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

Committee on Natural Resources introduced:

House Bill No. 1087. A Bill for an Act to provide for a reservation on the sale of all land under the control of the board of university and school lands.

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

Committee on Appropriations introduced:

House Bill No. 1088. A Bill for an Act to transfer funds from the collection and land department of the Bank of North Dakota to the general fund pursuant to the provisions of chapter 82 of the 1953 Session Laws and to appropriate such funds to the state highway fund for expenditure on access roads to bridges across Lake Oahe and Charging Eagle Bay.

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

Committee on Appropriations introduced:

House Bill No. 1089. A Bill for an Act to amend and reenact section 15-01-02.1 of the North Dakota Century Code, relating to setting and establishing fees by the board of university and school lands and the collection thereof.

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

Rep. Miedema introduced:

House Bill No. 1090. A Bill for an Act to create and enact sections 15-59-04.1, 15-59-05.1, and 15-59-06.1 of the North Dakota Century Code, relating to recordkeeping requirements, eligibility for state and federal aid, and the duty of the superintendent of public instruction with regard to special education; and to amend and reenact sections 15-59-01, 15-59-04, 15-59-07, 15-59.1-02, 15-59.1-03, 15-59.1-06, and 15-59.1-08 of the North Dakota Century Code, relating to definitions, compulsory special education programs, enabling attendance at private schools, financing, elections to remove mill levies, and multiple county boards of special education.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1091. A Bill for an Act to create and enact section 43-23-11.1 of the North Dakota Century Code; and to repeal

section 43-23-11 of the North Dakota Century Code; all relating to grounds for refusal, revocation and suspension of licenses, hearings, appeals and investigations by the state real estate commission.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1092. A Bill for an Act to amend and reenact section 43-23-08 of the North Dakota Century Code, relating to standards for licensing of mortgage brokers and real estate brokers and salesmen by the state real estate commission.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1093. A Bill for an Act to create and enact section 43-23-14.1 of the North Dakota Century Code and to repeal section 43-23-14 of the North Dakota Century Code; all relating to the handling of funds by real estate and mortgage brokers.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1094. A Bill for an Act to create and enact a new subsection to section 34-06-01 of the North Dakota Century Code, relating to the definition of wages for the minimum wage law.

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

Rep. Metzger introduced:

House Bill No. 1095. A Bill for an Act to amend and reenact section 43-07-20 of the North Dakota Century Code, relating to employment preferences in contracts.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1096. A Bill for an Act to create and enact section 34-14-02.1 of the North Dakota Century Code, to require employers to furnish statements of wages.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1097. A Bill for an Act to create and enact section 34-14-04.1 of the North Dakota Century Code, relating to limitations on withholdings by employers.

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

Committee on Appropriations introduced:

House Bill No. 1098. A Bill for an Act to create and enact section 44-08-04.1, relating to per diem allowance for long term travel status; to amend and reenact sections 44-08-04 and 44-08-05 of the North Dakota Century Code, relating to expenses and allowances for state officials and employees while performing duties away from their normal working and living residence; providing a penalty; and declaring an emergency.

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

Committee on Transportation introduced:

House Bill No. 1099. A Bill for an Act to amend and reenact section 24-04-01 of the North Dakota Century Code, relating to legislative assent to federal aid requirements and to authorize the state highway commissioner to do what is necessary to make federal aid

under any transportation act available to the state, its agencies and subdivisions and to avoid penalties.

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

Committee on Transportation introduced:

House Bill No. 1100. A Bill for an Act to amend and reenact section 24-03-19 of the North Dakota Century Code, relating to the authority of the state highway commissioner to engage in research of highway and transportation matters and to expend funds for demonstration projects.

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

Rep. Fleming introduced:

House Bill No. 1101. A Bill for an Act to amend and reenact section 11-33-05 of the North Dakota Century Code, to provide salaries and mileage compensation to members of county planning commissions.

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

Rep. Fleming introduced:

House Bill No. 1102. A Bill for an Act to amend and reenact section 58-05-02 of the North Dakota Century Code, relating to townships abolishing the post of township assessor or contracting with a county for the assessment duties.

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

Rep. Rundle introduced:

House Bill No. 1103. A Bill for an Act to provide that all electors must be registered prior to being authorized to vote in any statewide special, primary, or general election, providing for the method of registration, and providing a penalty; and to amend and reenact section 16-04-26 of the North Dakota Century Code, relating to registration of voters and the keeping of poll lists.

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

Rep. Grubb introduced:

House Bill No. 1104. A Bill for an Act to amend and reenact subsection 1 of section 26-01-11 of the North Dakota Century Code, to provide for the exemption of considerations for annuities from the insurance premium tax.

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

Rep. Jacob introduced:

House Bill No. 1105. A Bill for an Act to repeal section 9-07-11 of the North Dakota Century Code, relating to the law which governs the interpretation of contracts.

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

Rep. Hilleboe introduced:

House Bill No. 1106. A Bill for an Act to amend and reenact sections 19-01-01, 19-01-02, 19-01-03, 19-01-04, 19-01-06, 19-01-08, and 19-01-17 of the North Dakota Century Code, relating to the state laboratories commission and providing that the governor and the state laboratories department and its director assume the functions of the commission.

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

Rep. Strinden introduced:

House Bill No. 1107. A Bill for an Act to amend and reenact section 40-24-10 and subsection 2 of section 40-61-10 of the North Dakota Century Code, relating to municipal bonds and debts being approved by boards of budget review, and to repeal chapter 40-41 of the North Dakota Century Code, relating to boards of budget review.

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

Rep. Winge introduced:

House Bill No. 1108. A Bill for an Act to amend and reenact section 11-07-03 of the North Dakota Century Code, relating to county redistricting.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1109. A Bill for an Act to amend and reenact section 65-05-21 of the North Dakota Century Code, changing the number of weeks of compensation paid to the widow.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1110. A Bill for an Act to amend and reenact section 65-05-19 of the North Dakota Century Code, providing for nondependency payments to dependent and nondependent children.

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

Committee on Industry, Business and Labor introduced:

House Bill No 1111 A Bill for an Act to amend and reenact section 65-05-27 of the North Dakota Century Code, relating to an increased amount that the bureau may pay without probate proceedings.

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

Committee on Social Welfare introduced:

House Bill No. 1112. A Bill for an Act to create and enact section 14-03-10.1 of the North Dakota Century Code, requiring court permission for certain marriages of North Dakota residents who are obligated under court order or judgment to support minor children not in their custody.

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

Committee on Social Welfare introduced:

House Bill No. 1113. A Bill for an Act to amend and reenact section 14-08-07 of the North Dakota Century Code, making it mandatory that all support payments be ordered paid to the clerk of district court, authorizing the district courts to direct payments for child support or alimony combined with child support to the clerk of the district court of the county in which the recipient of such payments resides, and empowering the court to transfer proceedings for enforcement of court ordered support duties to such other district court.

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

Committee on Judiciary introduced:

House Bill No. 1114. A Bill for an Act to provide civil remedies for the recovery of care and support provided children under the age of eighteen years and for judicial determination and enforcement of child support obligations.

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

Rep. Poyzer introduced:

House Bill No. 1115. A Bill for an Act to amend and reenact subsection 2 of section 4-09-14 of the North Dakota Century Code, relating to labeling requirements and the sale of seed.

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

Committee on Finance and Taxation introduced:

House Bill No. 1116. A Bill for an Act to amend and reenact section 57-38-56 of the North Dakota Century Code, relating to the powers of the tax commissioner.

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

Committee on State and Federal Government introduced:

House Bill No. 1117. A Bill for an Act to amend and reenact section 54-06-09 of the North Dakota Century Code, relating to mileage and travel expense of state officers and employees.

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

Committee on Finance and Taxation introduced:

House Bill No. 1118. A Bill for an Act to amend and reenact section 5-02-01 of the North Dakota Century Code, relating to the issuance of licenses for the retail sale of alcoholic beverages.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1119. A Bill for an Act to amend and reenact section 65-05-28 of the North Dakota Century Code, providing that no compensation be paid when claimant refuses to cooperate under certain conditions.

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

Reps. Meyer and Rivinius introduced:

House Bill No. 1120. A Bill for an Act to provide for the use of restitution as a sentencing alternative, providing guidelines for its use, and providing for termination of the effectiveness of this Act.

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

Rep. Gengler introduced:

House Bill No. 1121. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the definition of income for purposes of the homestead credit.

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

Rep. Strinden introduced:

House Bill No. 1122. A Bill for an Act to amend and reenact section 35-27-25 of the North Dakota Century Code, relating to the length of time suit can be commenced to enforce a mechanic's lien.

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

Rep. Freborg introduced:

House Bill No. 1123. A Bill for an Act to amend and reenact subsection 10 of section 15-29-08 of the North Dakota Century Code, relating to powers of school boards and to eliminate the unanimity requirement for hiring relatives to teach.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1124. A Bill for an Act to amend and reenact section 65-05-15 of the North Dakota Century Code, relating to aggravation of preexisting conditions and providing for benefits to be paid on a fifty percent basis.

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

Committee on Industry, Business and Labor introduced:

House Bill No. 1125. A Bill for an Act to amend and reenact section 65-05-24 of the North Dakota Century Code, relating to penalty for accepting compensation after marriage.

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

Rep. K. Johnson introduced:

House Bill No. 1126. A Bill for an Act to amend and reenact sections 15-40.2-01, 15-40.2-09, and 15-40.2-10 of the North Dakota Century Code, relating to payment of tuition to out-of-state institutions.

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

Committee on Agriculture introduced:

House Bill No. 1127. A Bill for an Act to create and enact section 4-13-10.1 of the North Dakota Century Code, relating to the bonding of poultry dealers.

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

Committee on Agriculture introduced:

House Bill No. 1128. A Bill for an Act to amend and reenact section 4-13-10 of the North Dakota Century Code relating to license fees for engaging in the poultry business and raising the amount of such fees.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. McGauvran, Austin and Lundene introduced:

House Concurrent Resolution No. 3002. A Concurrent Resolution proposing an amendment to section 7 of the Constitution of the state of North Dakota, relating to the size of trial juries and the number of jurors required to render a decision in civil and criminal cases, and providing an effective date.

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

Reps. Solberg, Herman, Raymond and Rice introduced:

House Concurrent Resolution No. 3003. A Concurrent Resolution calling for a continuing study of the Uniform Probate Code introduced in the Forty-third Legislative Assembly as House Bill No. 1040.

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

Reps. Strinden and Haugland introduced:

House Concurrent Resolution No. 3004. A Concurrent Resolution providing for a study by the Legislative Council of the impact of Federal revenue sharing upon programs of the State and its local units of government.

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

Reps. Hensrud, Herman and Winge introduced:

House Concurrent Resolution No. 3005. A concurrent resolution urging the United States Civil Aeronautics Board to grant authority to a second airline to serve North Dakota on east-west routes.

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

Reps. Atkinson, Hilleboe, Murphy and Stone introduced:

House Concurrent Resolution No. 3006. A Concurrent Resolution directing the Legislative Council to continue the study directed by House Concurrent Resolution No. 3050 adopted by the Forty-second Legislative Assembly, relating to the revision and modernization of the criminal laws of this state, and directing the Legislative Council to seek available federal funds to assist the Council in carrying out the study.

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

Reps. Hilleboe, Peterson and Wilkie introduced:

House Concurrent Resolution No. 3007. A Concurrent Resolution requesting the Legislative Council to study North Dakota laws regarding the bonding of public employees.

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

Rep. Rundle introduced:

House Concurrent Resolution No. 3008. A Concurrent Resolution urging that the United States Congress change Veterans Day back to November 11.

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

Reps. Eagles, Fleming, Wagner, Hendrickson and Hildebrand introduced:

House Concurrent Resolution No. 3009. A Concurrent Resolution for the ratification of a proposed amendment to the Constitution of the United States, prohibiting states from denying a citizen equality of rights under law on account of sex.

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

Reps. Winkjer and Scofield introduced:

House Concurrent Resolution No. 3010. A Concurrent Resolution urging the Attorney General of the State of North Dakota to bring suit in federal court to restore the second United States Representative to the State.

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

Rep. Jacob introduced:

House Concurrent Resolution No. 3011. A Concurrent Resolution directing the Legislative Council to conduct an interim study to determine a means to coordinate the efforts of various state agencies concerned with, and engaged in, the study of freight rates in North Dakota.

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

Rep. Jacob introduced:

House Concurrent Resolution No. 3012. A Concurrent Resolution for the amendment of sections 28 and 34 of the Constitution of the State of North Dakota, relating to qualifications of legislators.

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

The House stood recessed, pursuant to Rep. Streibel's motion.

JOINT SESSION

The joint session of the House and Senate convened at 2:30 p.m., with Speaker Bunker calling the session to order.

JOINT SESSION

PROGRAM

1:30 p.m. Music by Dickinson Central High School Band, Don Thornton, Director.

2:30 p.m. Call to order

3:00 p.m. Joint Session, Lt. Governor Wayne G. Sanstead, Presiding.

Posting of Colors by Eagles Scouts, Harvey.

Invocation — The Rev. Joel Hernes, Pastor, Trinity Lutheran Church, Alexander.

Selection by Nodakord Chorus, Minot. Jerry Spitzer, Director.

Oath of Office administered to Elected State Officials by Chief Justice Alvin Strutz.

Selection by Nodakord Chorus.

Message by retiring Governor William L. Guy.

Message by Alvin C. Strutz, Chief Justice, North Dakota Supreme Court, on the "State of the Judiciary."

Oath of Office administered to Arthur A. Link by Chief Justice.

Message by Governor Link.

Benediction — The Rev. Robert H. Strutz, Pastor, Calvary United Methodist Church, Fargo.

Rep. Streibel moved that the Speaker appoint a committee of two to escort Lieutenant Governor Wayne G. Sanstead to the Rostrum, which motion prevailed. The Speaker appointed Reps. Haugland and Peterson to such committee.

Speaker Bunker presented Lt. Governor Wayne G. Sanstead to the Assembly and turned over the gavel to him.

Rep. Backes moved that a committee of two be appointed to escort the Rev. Joel Hernes and the Rev. Robert H. Strutz to the Rostrum, which motion prevailed. The Chair appointed Rep. Ralph Christiansen and Senator Peterson to such committee.

Senator Lips moved that a committee of four be appointed to escort Mrs. Guy, Mrs. Link, Mr. John Link, Mr. and Mrs. Roy Johnson, Mrs. Sanstead and Mrs. Bunker to special reserved seats in the Assembly, which motion prevailed. The Chair appointed Senators Jacobson and Rait and Representatives Eagles and Lee to such committee.

Senator Nasset moved that a committee of four be appointed to escort the State Officials to the Rostrum, which motion prevailed. The Chair appointed Senators Roen and Hoffner and Representatives Larson and Fleming to serve on that committee.

Rep. Strinden moved that a committee of four be appointed to escort Associate Justices Erickstad, Knudson, Paulson and Teigen of the Supreme Court to the Rostrum, which motion prevailed. The Chair appointed Representatives Atkinson and Mertens and Senators Nething and Larson to that committee.

Senator Holand moved that the Chair appoint a committee of two to escort Chief Justice Strutz to the Rostrum, which motion prevailed. The Chair appointed Senator Longmire and Rep. Kingsbury to that committee.

Senator Berube moved that a committee of two be appointed to escort Governor William L. Guy to the Rostrum. That motion prevailed, and the Chair appointed Senator Erdman and Rep. Webber to serve on that committee.

Senator Litten moved that a committee of two be appointed to escort Governor-elect Arthur A. Link to the Rostrum, which motion prevailed. The Chair appointed Senator Christensen and Rep. Solberg to that committee.

The colors were posted by the Eagle Scouts, Harvey, North Dakota. Invocation was presented by Rev. Joel Hernes, Pastor, Trinity Lutheran Church, Alexander.

Musical selection was presented by the Nodakord Chorus of Minot, North Dakota.

Chief Justice Alvin Strutz administered the Oath of Office to the Elected State Officials.

The Nodakord Chorus of Minot presented a vocal selection.

Rep. Streibel moved that the following message of retiring Governor Guy be printed in the Journal, which motion prevailed.

REMARKS

By Governor William L. Guy

"Speaker of the House Bunker, Governor Link, Lt. Governor Sanstead, distinguished Judges and state officials, Representatives, Senators, guests:

"We are gathered today in a time honored ceremony to inaugurate the state officials who will administer our state government for the next four years — and to begin the work of the 43rd Legislative Session, which will determine what laws must be enacted or amended to make our state an ever more desirable place in which to live.

"State government is not a mechanism that is wound up for a two or four year period only to stop and wait for the next winding when that period draws to a close. State government is always in motion — it never stops.

"The truth is that state government is in such continuing and accelerating motion that those new to the business of legislating or administering will find themselves having to run if they want to catch up.

"When I speak of running to catch up, it is appropriate that I recognize the work of the Legislative Council and its fine staff, because if it were not for them, there would be no catching up.

"The Legislative Council has been working hard in the last eighteen months to carry out the studies needed to prepare legislation for this session. Without that preparation by the Legislative Council, the next sixty days would be nonproductive chaos.

"Many of you new legislators will be required to consider legislation which your immediate predecessor just finished helping to shape after much study and public hearings. Does it strike you as strange that our system would have legislators prepare legislation that many of them do not vote on? How much easier it would be if all legislators, and especially new legislators, had the benefit of participating in interim Legislative Council work before they considered major bills in a full session.

"This desirable situation could be possible if the sixty-day Legislative Session were held fourteen months after the General Election rather than two months after the election, as is now the case.

"Such a change in Legislative Sessions would benefit the electorate, too, because a Legislature would complete its sixty-day term only eight months before the next General Election.

"The work of the Legislature then could be more easily remembered by the voters when they pull the curtain behind them in the voting booth.

"But we must work by the rules as they exist until they are changed.

"As we meet in these beautiful chambers, we pause today in an historic moment. But even as we pause, government is continuing on in this building and out in the field without any pause.

"There are thousands of people working hard in state government. Being a government worker has its disadvantages. How well I know those disadvantages for I, too, have been a government employee for twelve years.

"We in government are often derisively referred to as bureaucrats. But I know that North Dakota has at this moment an exceptionally qualified and dedicated body of public servants.

"I take this closing moment in my term to express my admiration and gratitude to those fellow state employees who have labored with me these past twelve years. The achievements of many, many people in our state government are well documented and I am extremely proud of what the record shows.

"We are in the midst of fast moving evolution all around us. National policies are coming into being in the economic, social, and political fields. These national policies will affect us in North Dakota for decades to come. The next session of Congress will be crucial to all of us.

"We in North Dakota must sit up and pay attention to what is happening, for not all that is happening will be good for us. There is cause for apprehension that small rural states and their problems will be subordinated to the pressing problems of the congested industrial states.

"As legislators and government leaders of a small population state, we need to stand together wherever possible in a united front. This unity has not always happened and it may not happen in the days ahead.

"There will be a natural tendency for North Dakota Democrats to defend a Democratically controlled Congress and claim that it can do no wrong. There will also be a natural reaction by North Dakota Republicans that a Republican President's policies must be defended and that he can do no wrong.

"But I say to you now that the interests of North Dakota are so important to us today and for generations in the future that our state's interests transcend the need to defend a Republican President or a Democratic Congress with blind disregard for the effects of that which is being defended.

"If the leaders of this state accept that which is harmful to us simply because it was proposed or carried out by their political party leaders on the national level, then the very essence of the state's important role in the federal system will have been subverted.

"Don't be afraid to let the President of the United States or his Bureau of the Budget know that you approve or disapprove of his actions. Don't be afraid to let Congress know what you think of its action or inaction.

"Rural development, population shift, farm policy changes, natural resource conservation, and environmental management are examples of areas of special concern that are far too important to us in North Dakota to accept any policy relating to them simply on the basis of political sponsorship.

"The public expects a basic honesty from all of us in the Legislative and Executive Branches of government. And even though we are state officials, the public rightfully expects us to be active participants in the making of national policy rather than acquiescent defenders of national policy handed down to us from on high.

"These last twelve years have given me the wonderful experiences that come with being a part of the biennial legislative proc-

ess. I have been privileged to speak to seven sessions of our North Dakota Legislature.

"I have also had the rare opportunities of speaking to the Legislatures of Minnesota, South Dakota and Oklahoma — and an even more rare privilege was extended me when I spoke to the Manitoba Legislative Assembly. I can tell you that the rumbling of thumping fists on desk tops instead of applause in the Manitoba Legislature is unnerving if you are not prepared for it.

"I should also state with considerable pride that no legislative chamber that I have ever visited can match the austere elegance of our North Dakota legislative chambers.

"I step down today as Governor with no regrets and with the satisfied feeling that the results of the last twelve years have been worth the effort. I have prepared a lengthy report to you covering the changes that have taken place in state law and state government these past twelve years. It will be distributed to you tomorrow.

"My family and I have enjoyed our official position, and we have considered ourselves very fortunate to live in and grow up in this beautiful Capital City community.

"As we leave this post, the most important thing we can take with us is the host of new friends we have been able to make from one end of the state to the other.

"I wish the new Administration of Governor Link the very greatest success and I wish the 43rd Legislative Assembly a careful, orderly session in which you dare to risk making mistakes.

"My wife and I intend to follow the activities of the session as closely as possible, and we want you to know that we will be thinking of all of you as we soak up some sunshine on the white sand of some palm-studded southern beach resort.

"But when that is over, we will be scurrying right back home to North Dakota."

Chief Justice Alvin C. Strutz addressed the session on "The State of the Judiciary," and Rep. Streibel moved that the address be printed in the Journal, which motion prevailed.

THE STATE OF THE JUDICIARY

Message by

Alvin C. Strutz

Chief Justice of the State of North Dakota

"This is a wonderful yet awesome time in the history of man. We are living in a period of world crisis and change, and many people have difficulty in trying to cope with the rapid fluctuation in the important things in their lives. Alvin Toffler, in his recent book, "Future Shock," tells of one modern social philosopher who claims that the world of today is as different from the world of some fifty years ago as that world was from the world of Julius Caesar.

"Today, we are witnessing a change right here in North Dakota. This is the first time that the courts have been privileged to report to a joint session of the Legislative Assembly on the state of their affairs. Some of you may have previously appeared before a judge, but no judge has had an opportunity of appearing before the Legislative Assembly to report on the state of the judiciary. We of the judiciary appreciate this opportunity of outlining to you very briefly a few of the many problems facing the courts and of advising you how we have tried to meet these problems.

"In the last fifteen or twenty years, there has been a tremendous increase in crime in America. We need only glance at our daily newspapers or listen to a broadcast of the news to realize that we are living in an age of violence. Accidents on our highways main

and kill many persons each year, resulting in a great deal of litigation. We are constantly facing the effects of the vast social explosion which has created problems for the courts never dreamed of twenty years ago. Many of our young people have rebelled against 'the establishment' and against all forms of authority and have engaged in rioting and violence. We even have had some members of the legal profession flout the discipline of judicial procedures, trying to turn the courtroom into a circus.

"In order to regain their liberty after conviction, more and more prisoners have been making post-conviction attacks upon supposedly final judgments against them. The legislatures of the various States and the Congress have been passing more and more laws. These laws have created new rights and new obligations. So great has been the demand for new laws to create or to protect real or imagined rights of the people that many legislatures now meet every year instead of every two years and many are meeting for longer periods of time. All of this has flooded the courts with litigation, and court calendars in many parts of our country are hopelessly crowded. Citizens with grievances have found that they often have to wait for years to have their grievances heard. Such delay has resulted in much criticism of the courts, and the public has begun to wonder just what is wrong with the entire legal system.

"Many remedies have been suggested but, all too often, hastily contrived solutions do not cure our problems and actually may aggravate them.

"Many things have tended to increase the volume of litigation. For example, a few years ago, the only issue a litigant could raise on a petition for habeas corpus was to inquire whether the judgment or order being attacked was within the jurisdiction of the court which had rendered it. The writ would not lie to correct mere irregularities or errors which might have been committed during the trial. But this no longer is true. Today, in both Federal and State courts, the writ is used to correct constitutional errors which may have occurred anywhere along the judicial trail. A convicted person now has the constitutional right, under decisions of the United States Supreme Court, to raise these issues by use of the writ, and State courts must follow those decisions. By permitting use of the writ of habeas corpus to correct errors in the judicial process, the courts have invited claims of error by hundreds of persons whose convictions should have been final when the time for appeal in their cases had expired.

"Notwithstanding the many problems facing the judiciary in all parts of the land, the people have the right to expect reasonable, if not perfect, performance by their courts. If the causes of delay are not remedied, public confidence in our judicial system will break down and the system itself will collapse.

"In the light of these problems and changes facing the courts of the Nation, I would like to have you look at the situation here in North Dakota for a few moments, with special reference to the District and Supreme courts.

"In spite of the additional rights which have been granted to those who have run afoul of the law, and all the other changes that have taken place, there is no great delay in the trial courts of North Dakota, even though the workload of these courts has greatly increased in the past few years. You, as members of this Assembly, are entitled to a portion of the credit for this situation. You recently enacted a law which gives to the Supreme Court the power to compel a trial judge to make a decision if he should fail to decide a case within a reasonable time after hearing. We cannot, of course, tell him how to decide the case, but we can order him to render a decision and thus prevent a long delay. We have had to use this power on just two or three occasions, but I believe that the mere fact that this law is on the books has perhaps had a salutary effect

on any trial judge who otherwise might have been inclined to delay his decisions. In any event, most of the trial courts today, so far as our information discloses, are quite current in their work. Our trial courts, on the whole, have been doing an excellent job. Because of the low salaries being paid to our judges, however, we have lost one of our most competent judges in the past few months and others contemplate leaving.

"Fifteen years ago, the entire work of the Supreme Court consisted in hearing and deciding appeals and in disciplining attorneys. That, however, no longer is the case. Today, only about one-half of the time of the Court is spent on those duties which took all of our time just a few years ago.

"There are many matters other than appeals which now occupy the time and attention of the Supreme Court. For example, we have held hearings on amendments to the Rules of Civil Procedure. Numerous conferences have been necessary for the purpose of considering, reconsidering, and finally adopted these amendments.

"On petition of the State Bar Association we also have held numerous hearings and conferences on and finally have adopted new Rules of Appellate Procedure, the first revision of the appellate rules in this State in many years.

"A committee on revision of our Rules of Criminal Procedure, consisting of several district judges, judges of county courts of increased jurisdiction, and members of the Bar, with Judge Erickstad of our Court as chairman, has spent a great deal of time on new Rules of Criminal Procedure, attempting to bring our criminal process into conformity with recent decisions of the United States Supreme Court that have laid down new rules governing the rights of individuals charged with public offenses. We hope to be able to hold the necessary hearings for consideration and adoption of these rules before the 1st day of July of this year.

"With all these additional duties, we never would have been able to keep our calendar nearly current if the Legislature had not provided us with two law clerks to assist in our necessary legal research. You also have contributed to a portion of the expense in providing for an Executive Secretary of the Judicial Council, who doubles as Court Administrator. He has rendered valuable services to the Court and to the Judicial Council despite the fact that since his appointment in October of 1971 it has been necessary for him to devote much time to the learning process and to organize our court administration in accordance with that of other States. He now is in a position to relieve this Court of the burden of considerable administrative work so that it can devote more time to judicial matters and thus do a more effective job in the future.

"I am sure that I need not point out to you the importance of the Judiciary in our system of government. The Executive, the Legislative, and the Judicial branches were intended to be equal partners in our system of checks and balances. Each plays an extremely important role. The courts provide a forum for those who feel they have a grievance, to settle disputes between our people; they protect persons unjustly accused of crime, and punish those who are justly accused regardless of their social or economic standing. They protect society against the wrongdoer and, in reality, are the difference between order and chaos.

"Thus, in spite of all the demands on the time of the courts, with your assistance we have managed to keep our work fairly current; and I can report to you today that we have no case on our calendar that was argued more than six months ago, and all but one of the cases remaining for decision were argued less than four months ago.

"We appreciate the opportunity of making this brief report to the Legislative Assembly, and we trust that with your continued assistance and with the blessing of Almighty God we may be able to continue to render reasonable service to the people of North Dakota."

Chief Justice Strutz administered the Oath of Office to Governor-elect Arthur A. Link.

Governor Link addressed the session, and Rep. Streibel moved that his remarks be printed in the Journal which motion prevailed.

GOVERNOR'S MESSAGE TO THE
FORTY-THIRD LEGISLATIVE ASSEMBLY

January 2, 1973

by

Arthur A. Link, Governor

"Members of the 43rd Legislative Assembly,
State Officials, Friends:

"Close to one-third of those of us here today who were elected are serving in our present role for the first time. Many of you with whom it has been my privilege to serve in the Legislature must know how difficult it is for me not to address this assembly as 'Fellow Legislators.'

"I treasure my years of serving in this beautiful chamber in our stately capitol. I treasure the bonds of friendship and understanding that this experience has afforded me. But most of all, I value the strength and re-assurance in the democratic process of representative government that can be most fully appreciated by actual participation in it. The rewards to each of us and those we represent will be in proportion to the personal dedication, commitment and effort we put into our work.

"The very nature of our two party political campaign process cast each of us into a partisan political image. If we now are to fulfill our true role, the partisan political image must give way to that of representation of all the people. This is not to suggest that we ignore or divorce our respective parties — but rather that in carrying forth the commitment of our party, it be done on a positive note — with personal or partisan political consideration held to a minimum.

"Each of us presented ourselves in some way that instilled confidence in us by the electorate.

"In a lighter vein, the voters were very considerate of me. In effect they said, 'Art, we will send you back to Bismarck as our Governor, we will even send Senator Sanstead back as our Lieutenant Governor — but beyond that we want to make you feel very much at home by electing a substantial majority of the Legislature from the opposite party.'

"But in a serious vein, and with a louder voice to all of us, I think they said, 'We expect you to work together for the good of the people in our State.' We are too small a state in terms of population, resources and national muscle to dissipate any of our efforts in opposing constructive legislation or programs that might be sponsored by the opposite party just because they might get the credit.

"Nor can we afford to wait two, or four, or more years for the wheels of political fortune to install 'our party people' in office so that whatever credit or patronage may enure from a proposed bill or program will come 'our way.'

"How many know the star-shaped game of 'Chinese Checkers'? Each player moves his marbles from his star point across to his opponent's star point. By strategic moves, one could often block his opponent. A player who used to come to my folks' house always attempted to block his opponent, while the opponent took the positive approach and moved his marbles as far as possible with little concern for blocking. Our visitor won fewer games than anyone I can remember.

"Our resolve to work together should not preclude the need or

desire to enter into honest debate on issues of importance, for often only in this way can both the majority and minority view be considered. It is not uncommon for a single voice to so bring to light that which becomes the majority position upon final consideration of an issue.

"So as we once again embark upon the biennial meeting to attend the affairs of state, let us do so with the resolve that if we have differences of opinion they will be honest differences and if we make mistakes they will be honest mistakes. For there is no disgrace in one's failure to find the solution to a problem — disgrace lies in one's failure to attempt the solution. I know that your commitment is the same as mine — to make every attempt possible to find solutions to our problems.

"I need and solicit the help and counsel of you and your leadership from both the Senate and House and from both sides of the political aisle. I look forward to a hard working and productive session. It will be so if each of us assumes our full share of the responsibilities of the office to which we were elected. We can offer no more than that to the people of our state — they deserve no less.

IN REVIEW

"We are blest in our Nation and our State with many of the good things in life because of the heritage of those who planned and worked before us.

"It is proper and fitting that we recognize those who have made significant contributions to the future betterment and progress of our state. Not too often do we have the opportunity to do so in the presence of one such person.

"Our retiring Governor — William L. Guy — has prepared a most significant and comprehensive report to the 43rd Legislative Assembly of North Dakota. It covers the period from January 3, 1961 to January 2, 1973. It is a thirteen section chronological documentary of our ever changing state government with introductory and concluding statements. We are indebted to him for compiling the necessary information, with the assistance of the various departments, and coordinating it into this valuable report.

"Nor is it **only** a report — it serves in many areas as a springboard for numerous recommendations. I commend this report by Governor Guy to each of you, and particularly to students of government. Many of the issues cited and recommendations given are of such timely nature that we would be remiss if we did not give consideration to them.

"We should not permit new ideas aimed at solving old or existing problems to go untested when the architect of those ideas has for so long been so much a part of our state and its government and is actively in our midst. We should rather implement as many of them as we can agree upon.

QUALITY OF LIFE

"We in North Dakota enjoy an exceptional quality of life. The natural qualities of clean air, water, rich topsoil and natural resources above and beneath the surface of our land have not yet been spoiled or exploited to the same extent as in heavily populated states.

"Neither do we have many of the more serious social ills, with the accompanying lack of discipline and respect for one another, that in many places makes life an ordeal rather than one of order. It is little wonder that many who grew up in our state, as well as those who have come to know our state, want to stay or return.

"But the task is great. While I have seen one prediction that North Dakota will experience a 6% population increase by 1985, it is a statistical fact that if North Dakota is to maintain its present

population level, the net out-migration of people during the 1970's must be reduced to one half of the net out-migration by the 1960's.

"I am convinced that our quality of life is our greatest asset and that any programs to increase our population can and must be accomplished under conditions to fully protect this quality of life.

RE-APPORTIONMENT

"This session of the legislature once again comes to grips with re-apportioning our state's legislative districts. The courts have ruled in favor of the one-man, one-vote concept and equal representation in both Houses of a bi-cameral legislature. Yet we continue to accept multi-member districts in each succeeding re-apportionment plan which does violence to the one-man, one-vote rule. Lack of time or sufficient data cannot be continuing reasons for not dividing multi-member districts into single member districts or sub-districts. Even though these new districts were less than perfect, they would nevertheless be much more equitable for the people than the present multi-member districts.

"I commend the efforts of the Reapportionment Committee for focusing attention on the need for more accurate census figures.

"The United States Supreme Court has said, 'When district courts are forced to fashion apportionment plans, single-member districts are preferable to large multi-member districts as a general matter.'

"We should not wait for the courts to tell us to do that which we know is right.

EDUCATION AND CULTURE

"A well educated and highly literate society is the foundation of freedom. We must maintain our excellent school system at all levels and improve it where necessary and possible. Education is not an event in one's life that can at some magic point such as 'graduation' be considered complete. It is rather a continuing experience that provides the stimulus for improvements of one's intellectual and manual skills.

"The ability to transfer credits between our institutions of learning should be constantly improved wherever possible. While we continue our support of an excellent academic program, vocational-technical education still has not fully come into its own.

"In order for North Dakota to adequately serve its people, our educational program must be relevant in meeting their needs. To implement and develop an educational program that meets the needs of a changing technology, we must provide all people of our state with a system of education that is practical and meaningful based on present and emerging employment needs.

"Only 17% of the jobs in our nation require a baccalaureate degree. Therefore, the majority of our citizens can profit from vocational-technical education. I encourage adequate financial support to meet the increased needs of this phase of our educational program.

"Nor must we overlook the special educational needs of the handicapped whose entire role in life might center around minimal intellectual or manual accomplishments that, without development, would forever lay dormant, committing that person to a lifetime of extreme limitations.

"Educational television for all can tremendously extend the arm of a good educational program.

"Often we become so engrossed in the materialistic, economic and financial aspects of life that we overlook some of the basic ingredients that nurture our mind, body and soul.

"We can and should encourage the appreciation of the finer and nobler forms of activities and entertainment. Few are those indeed who do not find comfort and joy in good music — whether it be

folk, popular, classical, country-western, or rock. The same is true of singing, poetry, drama, painting, sculpturing, carving, picture study, yes, or even reading a good book, magazine or newspaper.

"Go about the state as we have — see the fine craft shows at art exhibits, Boy Scout exhibitions, 4-H and Home Demonstration shows, a Diamond Jubilee home-talent pageant, the young wood carver, the middle aged painter, ceramic moulder or rock carver or the aged woman crocheting, knitting or rug weaving, while her husband excels in woodcraft or leatherwork.

"North Dakota has a wealth of hidden talent and abilities that need only to be awakened with a little stimulation and encouragement.

"We should lend support to programs of the Arts and Humanities, lest we permit cheap, violent, sadistical programs to completely capture the attention and warp the minds of our people. The fruits of our orchards or the grains from our fields will be no better than the seeds we planted or the care and cultivation we gave them while growing.

"All the material economic gains of a lifetime are meaningless if in the process we permit our social and moral fiber to decay into the dust.

TAXATION AND REVENUE SHARING

"Who are the taxpayers? All of us.

"I know of no group of people more acutely conscious and sensitive to the impact of taxes and taxation than those in the Legislature. They not only feel the tax bite on their pocket book the same as most everyone else, but in addition they take it on the chin from everyone back home who during the session kept asking for more appropriations for more services.

"But I must hasten to also applaud our North Dakota people, who while they may wince a bit, do pay their taxes with a minimum of complaints.

"So satisfactorily have tax collections been that as of June 30, 1973, we will have an estimated General Fund balance of \$38,500,000, which together with estimated Federal revenue sharing of \$9,300,000 for North Dakota results in a total of \$47,800,000.

"No legislature and Governor during all the years of my service has had the opportunity to do what we can during this session. We should now show our consideration for the efforts of taxpayers by enacting meaningful tax reductions. I am aware that many demands will be made upon this balance — some justified to be sure.

"But if we are to maintain the credibility of the people to their government we must show this concern at this time. In 1969 when we repealed the personal property tax, we also repealed the sales tax on meats and dairy products. I recommend that we repeal the sales tax on the rest of the food items. This gives tax relief to everyone and is of special importance to low income people and those living on fixed incomes.

"In addition thereto, the state's share of revenue sharing funds should be added to the support of elementary and secondary education through the Foundation Aid program with the requirement that mill levies be reduced to effect property tax reduction at the local level.

"We would not only thus be affording much needed and long overdue tax relief but also reduce the challenge of the equal support for education that brought on the adverse California decision.

"Nor are the opportunities limited to those of us at the state level for new, creative and tax saving effort. On a biennial basis, North Dakota will receive approximately 45 million dollars in Federal revenue sharing. One third comes to the state with no

strings attached, and two thirds will go to local units of government — cities, counties and townships — for use in eight categories of public service. With many local units of government receiving 200 to 300 dollars, it would seem logical that these could be pooled together with others in a county or area in order to properly fund any one or several necessary public programs within the guidelines. With this in mind, I asked the Legislative Council to prepare a summary of the possible areas of inter-governmental cooperation that might result in beneficial pooling of funds. The resulting five page report is recommended for your study and action.

"The wise use of local revenue sharing funds can result in less need to depend upon or raise local taxes to pay for necessary public services. While we cannot tell local units how to spend their revenue sharing funds, I believe we can and should assist in pointing out the means by which they can best utilize them.

"I present this information for your use and solicit the leadership of the entire Legislature to pursue whatever course of action you deem expedient to present a meaningful program of action for the hundreds of local units of government who may benefit by it. The services of my office and staff are available toward this joint effort.

ORDERLY DEVELOPMENT

"Earlier, I referred to our Quality of Life. If we are to encourage an expanding population it must not be done at the expense of this Quality of Life. Many of the shortcomings and problems of the congested areas of our country are the results of either no planning or inadequate planning. Too many decisions are made simply upon the short-time economic importance of an industry, a project, or program. Too many times increased population has been equated with prosperity, only to find quite the opposite true.

"As we contemplate the development of our mineral resources, we must ask ourselves penetrating and basic questions. Will the development seriously impair future beneficial use of mined areas? Are we willing to forego development which would mean new jobs and the related economic stimulus in order to maintain the land for its present use?

"In all cases where the original topography is desirable and the productive capabilities are beneficial for future generations, I believe we must fully reclaim, or the land should not be disturbed.

"The immediate economic importance should not be the sole determining factor. Whenever we neglect mined lands, or pollute the air or water, we are merely cheating ourselves. The price of total reclamation in the case of mined lands and the cost of anti-pollution installations to prevent discharges of plant wastes into the air and water must be charged to the selling price of the manufactured or refined products.

"Orderly development requires adequate planning. The State Planning Council should become the overall coordinating agency in all areas affecting the human and natural resources of the state.

"For example, there is increasing need to coordinate the many housing programs that are presently available to North Dakota communities.

"Our state is rich with water, productive soil, minerals, and natural beauty. Development of these resources must be for the maximum benefit of all our people. Land use planning must become an integral part of orderly development.

"It is increasingly important if small population states are to assert their proper role in the development of the upper midwest region, of which we are a part, that we speak in a unified voice.

"North Dakota is a member of several important regional com-

missions such as the Souris - Red - Rainy River Basins Commission, the Missouri River Basin Commission involving ten states, the five-state Old West Regional Commission, the Old West Trail Foundation and the Explorers Highroad — the latter two tourist promotion bodies.

"These regional commissions are extremely important since they give member states a stronger voice in state-federal relations. To be properly and effectively represented on the commissions requires coordinated state input that can only come through the State Planning Council. This program deserves the full support of all of us.

CONSTITUTIONAL REVISION

"The human and financial effort put forth over the last two years in drafting and submitting a new state constitution need not be lost. I propose the creation of a Constitutional Revision Commission composed of members representative of the several interest groups in our state.

"This Commission would be charged with the responsibility of reviewing the recently proposed new constitution and recommending to the legislature those parts that in their judgement should again be submitted to the people for approval. Variations in scope and depth of research could be specified.

MEDICAL NEEDS

"We must come to grips with the shortage of health services in our communities. As we study the feasibility of providing full medical educational opportunities for our people, we should consider the possibility of an Old West Regional Health Center. Several states pooling their financial and human resources may be able to provide the kind of training and health service program that we need.

"The rising costs of health insurance and medical care is a matter of grave concern to each of us. Resolving the depressing effect these expenses have on our families must be given a high priority.

HERITAGE CENTER

"The North Dakota Heritage Commission was established to plan and design a Heritage Center. Our state is so young that many truly historical artifacts still remain intact in many homes and places of storage and safekeeping.

"Thousands of other valuable historical pieces and documents, however, are being sold or carted out of the state, and much is deteriorating due to poor and inadequate care. Many of the owners would welcome a chance to donate or loan priceless articles for display. This would afford present and future generations the opportunity to share the heritage of their state.

"Such a heritage center could cause thousands of tourists each year to spend one more day or night in North Dakota that they might not otherwise do, resulting in hundreds of thousands of dollars in additional money spent in our state. I recommend no less than \$500,000, and preferably \$1,000,000 of state appropriations to be placed in a Heritage Center trust or construction fund, with expenditures contingent upon sufficient additional funds, either public or private, to assure completion.

"I believe with this kind of 'seed' money committed by the state we could realize a 1976 target date, as North Dakota's contribution to the 200th birthday of our Nation.

ECONOMIC DEVELOPMENT AND JOB OPPORTUNITIES

"These two go hand in hand. Again North Dakota must utilize its total intellectual, physical and financial resources in a coordinated, well-planned effort to develop the kinds of enterprises com-

patible with both the resources at hand and the needs of our people.

"An excellent example is the current sugar beet refining facilities. I plan to work closely with the Business and Industrial Development Department and the Bank of North Dakota in an effort to expand the service they might be able to render for either existing or new businesses. We must develop in-depth feasibility studies to determine the factors that spell success or failure for many small ventures. We must dare to ask why private millers have left North Dakota, why we do not fatten more of our feeder cattle in our state and slaughter them in our own plants?

"Expanding opportunities for fuller participation of our youth in meaningful pursuits is of prime importance. Profits of the Bank of North Dakota are sufficient so that we should use a portion of them to underwrite a Summertime Youth Employment Program.

"We should consider utilizing the provisions of the National Youth Conservation Corps Act which authorizes 'gainful employment during the summer months of American youth'. The program applies to Federal Public Lands, and on a 'Pilot Grant Program for State Projects,' to non-federal public lands and waters within the states.

"Jobs and increased economic value are created where raw agricultural products are processed. If in-depth studies indicate that high transportation costs, laws that are not fair to workers or employers, adverse tax policies, or inadequate public services, to mention a few, are serious deterrents, then we should set about correcting whatever can be corrected. We cannot expect out-of-state interests to find reasons to move here so long as we are willing to sell most of our production out of the state at wholesale, and buy back what we need as manufactured goods.

AGRICULTURE

"With from 80 to 85% of our economy based upon agriculture and related services, North Dakota continues to have a major stake in federal farm legislation. With so much of the nation's economy operating under protective federal legislation, farmers and livestock growers cannot compete without similar consideration.

"The recent order of President Nixon to continue the suspension of beef import quotas poses a serious threat to the livestock industry of our state. Livestock growers are only now realizing a comparable return with other segments of our economy. Likewise, his more recent orders terminating the REAP and Water Bank programs and low interest REA-RTA loans are body blows to rural America.

"Time and space prevent further elaboration upon the reasons for and values of these programs. I urge the legislature to adopt concurrent resolutions at once indicating the adverse effects of the above actions, with a request that the President reverse his decision in each case.

"We cannot permit the higher farm prices of today, largely due to short crops in foreign countries, to cause the termination of a sound federal farm program. I urge adoption of a concurrent resolution petitioning the President and the Congress to adopt a sound and meaningful farm program to take the place of the present one that expires this year. Emphasis should be given to supporting the basic income of the family-type owner-operator unit.

"I cannot emphasize too strongly the need for us to work closely with our own Congressional delegation and those other members of Congress sympathetic to the needs of rural states. We must work together through all avenues open to us to promote and realize a sound federal farm program.

"At the state level, we should continue to support adequate research including weather modification studies and diagnostic services, to assure the continued improvement of our agricultural production.

LABOR

"All people who perform some task or service are laborers.

"We have many in public and private employment whose income is below acceptable minimum standards. We need to give special attention to widows' benefits under Workmen's Compensation and to the State Employees' Disability Retirement Program. We should provide a grievance service that would permit employees to clear modest claims and disputes without excessive delay and cost.

"The able administration of North Dakota's Employment Security Bureau, with the all important Manpower Council, is of inestimable benefit to a large number of our people. Through this office, the employment needs of all our communities can be registered. Training programs and labor pools can then be effectively programmed to satisfy these needs.

"Organized labor, exercising rights and responsibilities for members and communities constitutes a part of mainstream America as do other organized socio-economic groups of our country.

TRANSPORTATION

"Our state highway system is among the best in the nation, yet there is much still to do. Wherever possible, highways must be made safer. We must strive to connect many smaller towns to adjacent state highways with a hard surfaced road.

"A study conducted by the State Highway Department disclosed that it would cost \$19,000,000 to provide every city in the state with a hard surfaced, all weather access road to the nearest state highway or paved county road.

"Recognizing the difficulty in the state or local governments coming up with such an amount, I am considering various methods of determining priorities to enable an immediate start on a program that will give every city in the state a paved access to the state highway system.

"State parks and recreation areas are in need of surfaced access roadways for the benefit of local citizens as well as tourists. Co-operation between township, city, county, state and federal units should be encouraged when desirable to effect improvements. Within the state, we need to give attention to the need for adequate public transportation. Many of our elderly are often stranded due to the lack of adequate public transportation.

"We must continue our efforts to insure satisfactory airline service to cities now served and some of those not now served.

"Further rail line abandonment should not be permitted without hearings and, if permitted, adequate alternate service roads should first be provided.

"Fair freight rates continue to be of top priority in our state.

PUBLIC HEALTH, SOCIAL SERVICES, SAFETY AND SECURITY

"Our public health facilities and services have improved as the result of proper planning and coordination of available resources. This must continue.

"Programs to improve the economic and community life for our Indian people have been long in coming. Much progress is being made and where problems exist, we must help find solutions rather than cast blame and criticism.

"Attempts by some to fix blame for shortcomings in present funding of Social Services does little to alleviate the problem. It

will take the best judgement, understanding and consideration for the needs of recipients of public assistance by all of us wherever we serve to develop the proper approach and solution. We must face the problem head-on in a responsible manner in order to find a solution — a solution we can conscientiously live with and support.

"Our North Dakota National Guard has set a record of public service and national achievement that we can all be proud of.

"All facets of public safety and security are enhanced under the North Dakota Combined Law Enforcement Council. We must never relax our efforts to accomplish even greater cooperation between our law enforcement agencies at every level — federal, state and local. We cannot afford to rest our oars because we have the comforting distinction of the lowest crime rate in the nation. We must curtail the traffic in drugs and excessive use of alcohol and encourage those who desire to correct these problems by voluntary and educational means. For the habitual offender, we must offer cure if possible and rehabilitation.

"Hidden under the cloak of personal shame and embarrassment, a never-ending traffic in get-rich-quick schemes continues to operate in the gray twilight of legality, and flaunt the best efforts of those who have the interest and courage to challenge the practices.

"Meaningful and effective consumer protection laws are very much in order.

"Nor are consumers the only victims of abuse. American businesses suffer a \$16 billion dollar annual property crime thievery. Obviously, to make up those losses, the consumer pays for them by crime-inflated prices.

CONCLUSION

"I claim not to have covered or addressed myself to all of the important issues or services of our state, or those that will be considered by this 43rd Legislative Assembly. We can expect some 1,000 to 1,500 individual bills and resolutions to be introduced and disposed of, which gives us some insight of the number of issues considered important enough for legislative consideration.

"I have attempted to indicate broad general areas of concern, with accompanying observations and comments, to indicate the tone and direction that I believe will best meet the present and future needs of our people.

"I look forward to working with you for the good of the people of our state.

"Permit me to make one final observation. In the United States Congress, as in our own Legislature, we open each daily session with a Prayer. By these acts and public expressions we profess our faith in God. Government can be no better than the many individuals who make it up or the beliefs by which they live. It follows then that we must say what we believe and do what we say.

"In closing, I share with you a Prayer for Guidance — by Helen Steiner Rice.

"Our Father up in heaven, hear this humble prayer,
 May the people of all nations be united in Thy care . . .
 For Man's peace and his salvation can come only through Thy
 grace,
 And not through bombs and missiles and our quest for outer
 space . . .
 For more than Guided Missiles we need Guided Men today —
 Men who seek God's guidance and who follow in His way."

Benediction was pronounced by Rev. Robert Strutz, Pastor, Cavalry United Methodist Church, Fargo.

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

Speaker Bunker announced that the House of Representatives would stand recessed until 1:30 p.m., Wednesday, January 3, 1972.

The Joint Session was dissolved.

ROY GILBREATH, Chief Clerk

FIRST DAY AFTER RECESS AND SECOND DAY

Bismarck, January 3, 1973

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

FIRST READING OF HOUSE BILLS

Reps. Raymond, Eagles, Olson, Solberg and Lundene introduced:

House Bill No. 1129. A Bill for an Act to make public buildings and facilities accessible to, and usable by, the physically handicapped, and to repeal section 48-02-18 of the North Dakota Century Code, relating to public buildings.

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

Rep. Gengler introduced:

House Bill No. 1130. A Bill for an Act to provide for a statewide program of traffic safety instruction and driver training under the supervision of the superintendent of public instruction, for a traffic safety education tax, for payment to participating schools, and providing an appropriation.

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

Reps. Hildebrand, L. Hausauer and Solberg introduced:

House Bill No. 1131. A Bill for an Act providing an appropriation to the national guard for recruiting and strength maintenance purposes.

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

REPORTS OF STANDING COMMITTEES

January 3, 1973

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1025 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

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

January 3, 1973

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1033 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

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

January 3, 1973

Mr. Speaker: Your Committee on Education to whom was re-

ferred House Bill No. 1051 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

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

January 3, 1973

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1058 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.

January 3, 1973

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1069 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.

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 3, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. David Knecht, Pastor, McCabe Methodist Church, Bismarck.

Roll was called, and with one election pending, all members were present except Rep. Hensrud.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 56, line 15, delete the name "Wankjer" and insert in lieu thereof the name "Winkjer"

Page 58, line 9, delete the words "relating to the"

Page 62, line 8, delete the word "Burphy" and insert in lieu thereof the name "Murphy"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Rued 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. 1018 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.

January 3, 1973

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1023 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. 1024 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.

January 3, 1973

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1028 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.

January 3, 1973

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.

REP. HILLEBOE, Chairman

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

January 3, 1973

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1045 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.

January 3, 1973

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1057 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

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

January 3, 1973

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1073 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 24 delete the triple parenthesis before and after the word "eleven" and delete the word "nine" and re-number the lines accordingly

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

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

January 3, 1973

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3007 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.

SECOND READING OF A HOUSE BILL

House Bill No. 1025. A Bill for an Act relating to out-of-state travel by persons employed by state institutions of higher education; and to amend and reenact section 54-06-10 of the North Dakota Century Code, relating to out-of-state travel of state 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, 98; nays, 0; absent and not voting 3; election pending 1.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Laughlin	Rivinius
Backes	Hausauer, A.	Lee	Royse
Backlin	Hausauer, L.	Leibhan	Rued
Bassingthwaite	Hendrickson	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Bunker	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Orange	Watkins
Ganser	Knudson	Peterson	Weber
Garnas	Kretschmar	Poyzer	Welder
Gengler	LaGrave	Rau	Wilkie
Grubb	Lang	Raymond	Winge
Gronneberg	Langley	Reimers	Winkjer
Gunderson	Larson		

Absent and not voting:

Hensrud Miedema Opedahl

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker announced that a former Representative were in the chambers, and requested that the House recognize former Reps. Ernest Johnson and William Erickson and Reps. Johnson and Erickson were thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1033. A Bill for an Act to amend and reenact section 6-03-59.1 of the North Dakota Century Code, relating to the term of leases of personal property from banks.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 1; absent and not voting 2; election pending 1.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Laughlin	Rivinius
Backes	Hausauer, A.	Lee	Royse

Backlin	Hausauer, L.	Leibhan	Rued
Bassingthwaite	Hendrickson	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Bunker	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Reimers	Winkjer
Gunderson	Larson		

Those voting in the negative were:

Raymond

Absent and not voting:

Hensrud Opedahl

So the bill passed and the title was agreed to.

House Bill No. 1051. A Bill for an Act to amend and reenact section 15-10-01, subsection 8 of section 15-17-03, and section 15-47-02, relating to a state institution of higher learning at Ellendale in regard to institutions under control of the state board of higher education, the erection of dormitories by insitutional holding corporatons, and institutions part of the free public school system; and to repeal chapter 15-14, relating to a state normal and industrial school at Ellendale.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 1; absent and not voting 2; election pending 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Bunker	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jaeger	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Ganser	Knudson	Orange	Watkins
Garnas	Kretschmar	Peterson	Weber
Gengler	LaGrave	Poyzer	Welder
Gronneberg	Lang	Rau	Wilkie

Grubb	Langley	Raymond	Winge
Gunderson	Larson	Reimers	Winkjer
Hartl	Laske		

Those voting in the negative were:
Gackle

Absent and not voting:
Hensrud Opedahl

So the bill passed and the title was agreed to.

House Bill No. 1058. A Bill for an Act to amend and reenact subsection 2 of section 27-09.1-08 of the North Dakota Century Code, relating to disqualification of jurors and lowering the age to eighteen.

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, 18; absent and not voting 2; election pending 1.

Those voting in the affirmative were:

Atkinson	Gronneberg	LaGrave	Poyzer
Austin	Gunderson	Lang	Raymond
Backes	Haugland	Langley	Rice
Backlin	Hausauer, A.	Larson	Royse
Bassingthwaite	Hausauer, L.	Laughlin	Rundle
Berg	Hendrickson	Leibhan	Scotfield
Bridston	Hentges	Livingston	Solberg
Bunker	Herman	Lodoen	Stone
Christensen, H.	Hickle	Lundene	Streibel
Christensen, R.	Hildebrand	McGauvran	Strinden
Dick	Hilleboe	Martinson	Timm
Dornacker	Jacob	Mertens	Tinjum
Dotzenrod	Jacobson	Metzger	Tweten
Eagles	Jenkins	Meyer	Vander Vorst
Erickson	Johnson, H.	Miedema	Wagner
Fleming	Johnson, K.	Nermyr	Watkins
Freborg	Kermott	Olin	Weber
Froeber	Kloubec	Opedahl	Wilkie
Gackle	Knudson	Orange	Winge
Ganser	Kretschmar	Peterson	Winkjer
Garnas			

Those voting in the negative were:

Grubb	Lee	Rau	Schindler
Hartl	Marsden	Reimers	Stoltenow
Jaeger	Matheny	Rivinius	Thorsgard
Kingsbury	Murphy	Rued	Welder
Laske	Olson		

Absent and not voting:
Gengler Hensrud

So the bill passed and the title was agreed to.

House Bill No. 1069. A Bill for an Act to amend and reenact section 16-13-11 of the North Dakota Century Code, relating to reopening of election 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, 99; nays, 0; absent and not voting 2; 1 election pending.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Laughlin	Rivinius

Backes	Hausauer, A.	Lee	Royse
Backlin	Hausauer, L.	Leibhan	Rued
Bassingthwaite	Hendrickson	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Bunker	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	

Absent and not voting:

Hensrud Opedahl

So the bill passed and the title was agreed to.

MOTION

Rep. Hendrickson moved that the House reconsider the action by which House Bill No. 1058 was passed, which motion failed.

Rep. Streibel moved that the House now stand recessed until 1:30 p.m., Thursday, January 4, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



SECOND DAY AFTER RECESS AND THIRD DAY

Bismarck, January 4, 1973

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

FIRST READING OF HOUSE BILLS

Reps. Metzger and Livingston introduced:

House Bill No. 1132. A Bill for an Act to amend and reenact sections 6-06-12, 6-06-14, and 6-06-26 of the North Dakota Century Code, relating to membership officer, loan officer and declaration of dividends in credit unions.

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

Reps. Hildebrand, Martinson and Backes introduced:

House Bill No. 1133. A Bill for an Act to amend section 39-01-02 of the North Dakota Century Code, relating to state-owned vehicles exempted from the requirement of painted names on each front door.

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

Reps. Hildebrand, Hentges and Martinson introduced:

House Bill No. 1134. A Bill for an Act to provide a new award for the North Dakota national guard.

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

Reps. L. Hausauer, Peterson and Hildebrand introduced:

House Bill No. 1135. A Bill for an Act to amend and reenact section 37-07-05 of the North Dakota Century Code, raising the minimum pay for certain enlisted national guardsmen on state active duty.

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

Rep. LaGrave introduced:

House Bill No. 1136. A Bill for an Act to amend and reenact sections 39-08-01 and 40-18-12 of the North Dakota Century Code to provide for the diagnosis, prior to sentencing, and later treatment of persons convicted of driving while under the influence of intoxicating liquor or narcotic drugs, and to provide an appropriation to the state division of alcoholism and drug abuse.

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

Reps. Eagles and Watkins introduced:

House Bill No. 1137. A Bill for an Act to create and enact a new subsection to section 15-40.1-08 of the North Dakota Century Code, relating to payments for kindergarten pupils.

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

Reps. Watkins and Eagles introduced:

House Bill No. 1138. A Bill for an Act to amend and reenact section 15-40.1-01 of the North Dakota Century Code, relating to foundation program payments for seventh and eighth grade students.

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

Reps. Eagles and Watkins introduced:

House Bill No. 1139. A Bill for an Act to amend and reenact section 15-40.2-12 of the North Dakota Century Code, relating to a mill levy for tuition charges.

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

Reps. Eagles and Watkins introduced:

House Bill No. 1140. A Bill for an Act to amend and reenact sections 15-45-01 and 15-45-04 of the North Dakota Century Code, relating to establishing kindergartens.

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

Committee on Transportation introduced:

House Bill No. 1141. A Bill for an Act to amend and reenact section 39-04-10.1 of the North Dakota Century Code, relating to a manufacturer's registration plate.

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. 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 State and Federal Government to whom was referred House Bill No. 1117 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 Political Subdivisions to whom was referred House Bill No. 1022 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Hildebrand 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. 1032 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 Appropriations to whom was referred House Bill No. 1056 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 Transportation to whom was referred House Concurrent Resolution No. 3011 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 18, after the comma insert "Wheat Commission,"
And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BERG, Vice Chairman

Rep. Rice 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

THIRD DAY

Bismarck, January 4, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. A. R. Aleson, Pastor, First United Methodist Church, Bismarck.

Roll was called, and with one election pending, all members were present except Reps. Hartl, Hensrud and Reimers.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 finds the same to be correct.

REP. GUNDERSON, Chairman

Rep. Wilkie 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:

Delano Wawers	Assistant Chief Clerk
Clara Wendt	Bill Clerk
Florence Nemer	Chief Steno & Payroll Clerk
Gladys Van Vleet	Calendar Clerk
Olger Sandven	Deputy Sergeant at Arms
A. E. Ted Smith	Assistant Sergeant at Arms
Jack Whereatt	Assistant Sergeant at Arms
Jim Halvorson	Assistant Sergeant at Arms
Ed Garvin	Assistant Sergeant at Arms
Terry Olson	Secretary to the Speaker
Mavis Patchen	Secretary to Majority Floor Leader
Virginia Miller	Secretary to Minority Floor Leader
Lela Knudsen	Chief Committee Clerk
Eleanor Runyan	Appropriations Committee Clerk
Betty Ann Neuhardt	Committee Clerk
Louise Ebert	Committee Clerk
Barbara Middaugh	Committee Clerk
Sharon Hart	Committee Clerk
Helen Soma	Committee Clerk
Maude Grambs	Stenographer
Michelle Mushik	Stenographer
Darlyne Clausnitzer	Stenographer
Cindy Halverson	Stenographer
Janice Thon	Typist

Vickie Brooks	Typist
Judy Lies	Typist
Frank Zent	Journal Room Clerk
Ruby Stadick	Bill Room Clerk
John L. Robinson	Bill Room Clerk
Eunice Anderson	Information Desk Attendant
Peggy Stenehjerm	Chief Telephone Attendant
Avis Hagen	Chief Page
Pius Reis	Parking Lot Attendant
Deloris Roth	Journal Room Clerk Typist
Willa Carlson	Bill Book Clerk and Page
Nancy Allan	Bill Book Clerk and Page
Douglas Backman	Bill Book Clerk and Page
Bruce Quale	Bill Book Clerk and Page
Ron Wenaas	Bill Book Clerk and Page
Jim Watts	Bill Book Clerk and Page
Marvin Haugen	Bill Book Clerk and Page
Elaine Stern	Bill Book Clerk and Page
Terri Earl	Bill Book Clerk and Page
Geraldine Patchen	Bill Book Clerk and Page
Kristine Strand	Bill Book Clerk and Page
Vangie Olson	Bill Book Clerk and Page
Allison Schultz	Bill Book Clerk and Page
Phyllis Ehrmann	Journal Proofreader
Phillip Brown	Journal Proofreader
Marie Skjod	Enrolling and Engrossing Clerk
Bernice Herner	Enrolling and Engrossing Clerk
John N. Sprynczynatyk	Supervisor
Matt Roehrich	Maintenance
Lucas Giesinger	Maintenance
Arnold Schmitt	Maintenance

REP. RICE, Chairman

Representative Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Speaker Bunker then administered the oath to the employees listed above.

MESSAGE TO THE SENATE

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1025
- House Bill No. 1033
- House Bill No. 1051
- House Bill No. 1058
- House Bill No. 1069

ROY GILBREATH, Chief Clerk

SIXTH ORDER OF BUSINESS

Rep. Watkins has moved that the amendments to House Bill No. 1073 as recommended by the Committee on Education as printed on page 81 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1018. A Bill for an Act to amend and reenact section 4-09-20 of the North Dakota Century Code, relating to the processing of vouchers by the seed 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, 99; nays, 0; absent and not voting, 2; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hickle	McGauvran	Scotfield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jaeger	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Willkie
Grubb	Langley	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Haugland	Laughlin	Rice	

Absent and not voting:

Hartl Hensrud

So the bill passed and the title was agreed to.

House Bill No. 1023. A Bill for an Act to amend and reenact sections 15-04-09 15-06-25, 15-07-05, 38-09-15, and 54-01-05.2 of the North Dakota Century Code, relating to the notice of the leasing and sale of certain state lands and mineral rights.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 51; nays, 48; absent and not voting, 2; election pending, 1.

Those voting in the affirmative were:

Backes	Hentges	Langley	Royse
Backlin	Herman	Lee	Scotfield
Berg	Hickle	Leibhan	Solberg
Christensen, H.	Hildebrand	Lodoen	Strinden
Dick	Hilleboe	Martinson	Thorsgard
Dotzenrod	Jacob	Mertens	Timm
Eagles	Jacobson	Meyer	Tinjum
Fleming	Jenkins	Olson	Tweten
Froeber	Johnson, H.	Opedahl	Wagner
Gackle	Kermott	Orange	Watkins
Garnas	Kloubec	Poyzer	Weber
Gunderson	Kretschmar	Raymond	Mr. Speaker
Hausauer, L.	LaGrave	Rivinius	

Those voting in the negative were:

Atkinson	Haugland	Lundene	Rice
Austin	Hausauer, A.	McGauvran	Rued
Bassingthwaite	Hendrickson	Marsden	Rundle
Bridston	Jaeger	Matheny	Schindler
Christensen, R.	Johnson, K.	Metzger	Stoltenow
Dornacker	Kingsbury	Miedema	Stone
Erickson	Knudson	Murphy	Streibel
Freborg	Lang	Nermyr	Vander Vorst
Ganser	Larson	Olin	Welder

Gengler	Laske	Peterson	Wilkie
Grubb	Laughlin	Rau	Winge
Gronneberg	Livingston	Reimers	Winkjer

Absent and not voting:

Hartl	Hensrud
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So the bill lost for want of a constitutional majority.

House Bill No. 1024. A Bill for an Act to create and enact section 15-10-14.1 of the North Dakota Century Code; and to amend and reenact section 15-10-14, subsection 2 of section 15-10-17, and sections 15-10-25 and 15-52-09 of the North Dakota Century Code; and to repeal section 15-10-24 of the North Dakota Century Code, all relating to fiscal practices at institutions 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, 97; nays, 1; absent and not voting, 3; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jenkins	Metzger	Strinden
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Murphy	Tinjum
Fleming	Kingsbury	Nermyr	Tweten
Freborg	Kloubec	Olin	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Welder
Gengler	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gronneberg	Laske	Raymond	Winkjer
Gundersen	Laughlin	Reimers	Mr. Speaker
Haugland			

Those voting in the negative were:

Jaeger

Absent and not voting:

Hartl	Hensrud	Solberg
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So the bill passed and the title was agreed to.

When Rep. Rundle requested that his vote be changed from nay to aye prior to the announcement of the vote on House Bill No. 1024, the Speaker announced this was an action worthy of record in the Journal.

House Bill No. 1028. A Bill for an Act to amend and reenact section 57-45-05 of the North Dakota Century Code, relating to neglect of duty by taxing officers and employees, 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, 97; nays, 0; absent and not voting, 4; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rice
Austin	Hausauer, L.	Lee	Rivinius
Backes	Hendrickson	Leibhan	Royse
Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Berg	Hickle	Lundene	Schindler
Bridston	Hildebrand	McGauvran	Scofield
Christensen, H.	Hilleboe	Marsden	Stoltenow
Christensen, R.	Jacob	Martinson	Stone
Dick	Jacobson	Matheny	Streibel
Dornacker	Jaeger	Mertens	Strinden
Dotzenrod	Jenkins	Metzger	Thorsgard
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Murphy	Tweten
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Haugland			

Absent and not voting:

Hartl	Hensrud	Peterson	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 1043. A Bill for an Act to amend and reenact the initial paragraph of section 55-08-05, and section 55-08-06.1 of the North Dakota Century Code, relating to the provision of special services in state parks and recreation areas, providing exceptions from the necessity of obtaining park permits, and to delete references to the state park advisory 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, 98; nays, 0; absent and not voting, 3; election pending, 1

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jaeger	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge

Gronneberg	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Haugland	Laughlin		
Absent and not voting:			
Hartl	Hensrud	Solberg	

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Donald Moore, and Rep. Moore was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1045. A Bill for an Act to repeal chapter 54-49 of the North Dakota Century Code, relating to the membership, powers, and duties of the natural resources and environmental management 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, 98; nays, 0; absent and not voting, 3; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hickle	McGauvran	Scotfield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jaeger	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Poyzer	Welder
Gengler	Lang	Rau	Wilkie
Grubb	Langley	Raymond	Winge
Gronneberg	Larson	Reimers	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Haugland	Laughlin		

Absent and not voting:
Hartl Hensrud Peterson

So the bill passed and the title was agreed to.

House Bill No. 1057. A Bill for an Act relating to the leasing of buildings or building space by state agencies, departments, offices, officers, boards, and 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, 98; nays, 0; absent and not voting, 3; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
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Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hickle	McGauvran	Scofield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jaeger	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Poyzer	Welder
Gengler	Lang	Rau	Wilkie
Grubb	Langley	Raymond	Winge
Gronneberg	Larson	Reimers	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Haugland	Laughlin		

Absent and not voting:

Hartl	Hensrud	Peterson
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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. 3007. A Concurrent Resolution requesting the Legislative Council to study North Dakota laws regarding the bonding of public employees.

Was read the second time.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 3; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hickle	McGauvran	Scofield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jaeger	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Poyzer	Welder
Gengler	Lang	Rau	Wilkie
Grubb	Langley	Raymond	Winge

Gronneberg	Larson	Reimers	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Haugland	Laughlin		
Absent and not voting:			
Hartl	Hensrud	Peterson	

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the House stand recessed until 1:30 p.m., Friday, January 5, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRD DAY AFTER RECESS AND FOURTH DAY

Bismarck, January 5, 1973

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

Rep. Streibel announced that Rep. Atkinson was representing the House of Representatives at a meeting called by Governor Link to meet with Governor Kneip of South Dakota to consider the possibilities of cooperative efforts in the use of penal institutions.

Rep. Streibel then requested that the courtesy of the House be extended to Mr. John Rouzie, Chairman of the Legislative Compensation Commission to the 43rd Legislative Assembly, to discuss the report of the Commission which had been distributed to the members, which request was granted, and Mr. Rouzie was thereupon introduced.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Rules recommends that the permanent rules be amended as follows:

House Rules Nos. 30, 45, 62, and 86 are hereby amended to read as follows:

30. WHEN INTRODUCED

No bill shall be introduced after the fifteenth legislative day, nor shall any resolution be introduced after the ~~((thirty-fifth))~~ **thirtieth** day, except upon the approval of a majority of the Committee on Delayed Bills or upon two-thirds vote of the House. No bill introduced at the request of an executive agency shall be introduced after the fifth legislative day, except upon approval of a majority of the Committee on Delayed Bills.

45. DISPOSITION OF MEASURES

No bill or resolution, except an appropriations measure, may be held in a committee for more than twenty-one legislative days after it is referred to the committee, unless an extension of time is granted by the House. All House bills and resolutions shall be reported back to the House no later than the ~~((thirty-eighth))~~ **thirty-first** legislative day, and if not so reported back, shall automatically be placed on the calendar without recommendation. The same rule shall apply to Senate bills and resolutions not reported back to the House by the ~~((fifty-seventh))~~ **forty-seventh** legislative day.

62. NOTICE OF INTENTION TO RECONSIDER

Except on the ~~((fortieth and sixtieth))~~ **thirty-third and on or after the fiftieth** legislative days of the session, when notice or intention to move the reconsideration of any bill or joint resolution shall be given by a member, the Clerk of the House, shall retain the said bill or joint resolution until the end of the next legislative day, excluding Sundays, unless the same has previously

been disposed of. When a member, in explaining his vote, states to the House that his vote is for the purpose of reconsideration, such statement shall be deemed to be notice of such intention.

House Rule No. 86 is hereby amended as follows:

In Group B, opposite the words "Committee Clerks" delete the numeral "5" and insert in lieu thereof the numeral "4"

In Group B, preceding the line "Calendar Clerk 1" insert the following new line "Assistant Committee Clerks 2"

In Group D, opposite the words "Bill Room Clerks" delete the numeral "2" and insert in lieu thereof the numeral "3"

In Group D, opposite the word "Stenographers" delete the numeral "6" and insert in lieu thereof the numeral "5"

In Group D, following the word "Pages" insert the following: "and Bill Book Clerks" and delete the numeral "9" and insert in lieu thereof the numeral "13"

In Group D, preceding the line "Information Desk Attendant 1" delete the line "Bill Book Clerks 4"

Joint Rules Nos. 8 and 19 are hereby amended to read as follows:

8. LIMITATION ON MESSAGING OF BILLS

((Whenever a time shall have been previously fixed for an adjournment of the legislature before the constitutional limitation thereof, no bill that shall have passed one House shall be sent for concurrence to the other on any of the last four legislative days of the session, and in case no such time for adjournment is fixed, other than the constitutional limitation, no)) No bill that shall have passed one House shall be sent to the other House for concurrence after the ((fortieth)) **thirty-third** legislative day of the session, except bills introduced after the first fifteen legislative days of the session by the Committee on Delayed Bills or introduced with the concurrence of two-thirds or more of the members of the House of introduction.

19. ((SUNDAY)) **SATURDAYS AND SUNDAYS NOT LEGISLATIVE ((DAY)) DAYS**

((Sunday)) **Saturdays and Sundays** shall not be counted as ((a)) legislative ((day)) **days**, unless legislative business is conducted on ((that day)) **those days, or either of them.**

REP. KINGSBURY, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Rice has moved that the amendments to House Concurrent Resolution No. 3011 as recommended by the Committee on Transportation as printed on page 89 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the Ninth Order of Business, and at the conclusion of the Ninth Order the House stand adjourned, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Grubb introduced:

House Bill No. 1142. A Bill for an Act to limit the number of bills which may be sponsored and introduced by a member of the house of representatives or a member of the senate during any regular session of the legislative assembly, and to define the terms "prime sponsor" and "bill".

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

Rep. Larson introduced:

House Bill No. 1143. 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. Leibhan and Larson introduced:

House Bill No. 1144. A Bill for an Act to amend and reenact section 15-53.1-06 of the North Dakota Century Code, relating to annexation petition hearings.

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

Committee on State and Federal Government introduced:

House Bill No. 1145. A Bill for an Act relating to appointments to the state auditing board, and to amend and reenact section 54-14-01 of the North Dakota Century Code, relating to membership on the state auditing board.

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

Committee on Education introduced:

House Bill No. 1146. A Bill for an Act to repeal Chapter 15-42 of the North Dakota Century Code, relating to county agricultural and training schools.

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

Committee on Education introduced:

House Bill No. 1147. A Bill for an Act to repeal section 15-47-03 of the North Dakota Century Code, relating to the English language in schools.

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

Committee on Education introduced:

House Bill No. 1148. A Bill for an Act to amend and reenact section 15-53.1-41 of the North Dakota Century Code, relating to dissolution of school districts.

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

Rep. McGauvran introduced:

House Bill No. 1149. A Bill for an Act to amend and reenact section 15-47-14 of the North Dakota Century Code, relating to North Dakota education association meetings.

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

Reps. Lundene, Streibel, Backes, H. Johnson and Haugland introduced:

House Bill No. 1150. A Bill for an Act making an appropriation to provide for the preparation, printing, and distribution of the North Dakota blue book.

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

Rep. Dornacker introduced:

House Bill No. 1151. A Bill for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, relating to dispensing of alcoholic beverages on election days, and providing a penalty.

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

Rep. Dornacker introduced:

House Bill No. 1152. 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, 16-04-20, 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.

Reps. Winkjer and Gengler introduced:

House Bill No. 1153. A Bill for an Act to provide a North Dakota no-fault motor vehicle reparations Act.

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

Rep. Miedema introduced:

House Bill No. 1154. A Bill for an Act to create and enact a new subsection to section 15-29-08 of the North Dakota Century Code, relating to the powers and duties of the school board of a public school district.

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

Rep. Gronneberg introduced:

House Bill No. 1155. A Bill for an Act to amend and reenact section 39-04-10 of the North Dakota Century Code, relating to the registration of motor vehicles owned by amateur radio station operators.

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

Committee on Education introduced:

House Bill No. 1156. A Bill for an Act to amend and reenact section 15-53.1-03 of the North Dakota Century Code, relating to public school district annexation.

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

Committee on Veterans' Affairs introduced:

House Bill No. 1157. A Bill for an Act to amend and reenact sections 37-03-07 and 37-03-08 of the North Dakota Century Code, relating to the purchase and disposal of military property.

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

Committee on Education introduced:

House Bill No. 1158. A Bill for an Act to amend and reenact section 15-38-09 of the North Dakota Century Code, relating to physical education instruction.

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

Committee on Education introduced:

House Bill No. 1159. A Bill for an Act to amend and reenact section 15-40.2-04 of the North Dakota Century Code, relating to nonresident tuition payments.

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

Rep. Orange introduced:

House Bill No. 1160. A Bill for an Act to amend and reenact section 16-04-17 of the North Dakota Century Code, relating to the arrangement of names on ballots and voting machines.

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

Reps. LaGrave, Stone and Dick introduced:

House Bill No. 1161. A Bill for an Act to amend and reenact sections 39-08-01 and 40-18-12, and subsection 4 of section 54-38-05 of the North Dakota Century Code, to provide for the diagnosis, prior to sentencing, and later treatment by the state division of alcoholism and drug abuse of persons convicted of driving while under the influence of intoxicating liquor or narcotic drugs.

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

Committee on Agriculture introduced:

House Bill No. 1162. A Bill for an Act to amend and reenact section 4-22-22 of the North Dakota Century Code, relating to the election of soil conservation district supervisors.

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

Reps. A. Hausauer and Metzger introduced:

House Bill No. 1163. 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 an effective date.

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

The House stood adjourned, pursuant to the motion of Rep. Streibel.

ROY GILBREATH, Chief Clerk

FOURTH DAY

Bismarck, January 5, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. Philip Lint, Pastor, McCabe Methodist Church, Bismarck.

Roll was called, and with one election pending, all members were present except Reps. Atkinson, Dornacker, Hensrud, and Solberg.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Second Day After Recess and the Third Day, and finds the same to be correct.

REP. GUNDERSON, Chairman

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

Rep. K. Johnson moved that the House reconsider the action by which House Bill No. 1023 was lost, which motion prevailed.

Rep. Hentges moved that House Bill No. 1023 be re-referred to the Committee on State and Federal Government, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1041 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Wilkie 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. 1047 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21 after the word "conveyed" insert the following: " , continued to current date,"

On page 1, line 22 after the word "shall" delete the words "see that" and insert in lieu thereof the words "determine whether"

On page 1, line 23 delete the word "properly" and also in line 23 after the word "appraised" and before the period insert the words "and by whom"

And renumber the pages and 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 Political Subdivisions to whom was referred House Bill No. 1063 has had the same under consideration and recommends that the same do pass.

REP. LANG, Vice Chairman

Rep. Kermott 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. 1075 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice 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. 1100 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BERG, Vice Chairman

Rep. Garnas moved that the report be adopted, which motion prevailed and the report was adopted on a division vote., and House Bill No. 1100 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3005 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

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

MESSAGE TO THE SENATE

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1018

House Bill No. 1024

House Bill No. 1028

House Bill No. 1043

House Bill No. 1045

House Bill No. 1057

House Concurrent Resolution No. 3007

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. 1073

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1008. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota, and which are under the supervision of the commissioner of 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, 92; nays, 4; absent and not voting, 5; election pending, 1.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	McGauvran	Schindler
Bridston	Hickle	Marsden	Scofield
Christensen, H.	Hildebrand	Martinson	Stoltenow
Christensen, R.	Hilleboe	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dotzenrod	Jacobson	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Grubb	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Haugland	Laske	Reimers	Mr. Speaker

Those voting in the negative were:

Jaeger	Livingston	Lundene	Rundle
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Absent and not voting:

Atkinson	Hartl	Hensrud	Solberg
Dornacker			

So the bill passed and the title was agreed to.

House Bill No. 1022. A Bill for an Act to amend and reenact sections 46-05-01 and 46-06-02 of the North Dakota Century Code, relating to the definitions of legal and official newspapers.

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, 1; absent and not voting, 4; election pending, 1.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Livingston	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hildebrand	Marsden	Scofield
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dotzenrod	Jacobson	Mertens	Streibel

Eagles	Jaeger	Metzger	Strinden
Erickson	Jenkins	Meyer	Thorsgard
Fleming	Johnson, H.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Orange	Weber
Grubb	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker

Those voting in the negative were:

Johnson, K.

Absent and not voting:

Atkinson	Dornacker	Hensrud	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 1032. 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, 97; nays, 0; absent and not voting, 4; election pending, 1.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hentges	Livingston	Royse
Bassingthwaite	Herman	Lodoen	Rued
Berg	Hickle	Lundene	Rundle
Bridston	Hildebrand	McGauvran	Schindler
Christensen, H.	Hilleboe	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Orange	Weber
Grubb	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Atkinson	Dornacker	Hensrud	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 1056. A Bill for an Act to require the commissioner of insurance to formulate guidelines for use by state agencies, departments, offices, officers, boards, and commissions in determining insurable values of state-owned real and personal 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, 96; nays, 1; absent and not voting, 4; election pending, 1.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jaeger	Mertens	Strinden
Erickson	Jenkins	Metzger	Thorsgard
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Murphy	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olin	Wagner
Garnas	Knudson	Olson	Watkins
Gengler	Kretschmar	Opedahl	Weber
Grubb	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Raymond	Winkjer
Haugland	Laske	Reimers	Mr. Speaker

Those voting in the negative were:

Rau

Absent and not voting:

Atkinson	Dornacker	Hensrud	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 1117. A Bill for an Act to amend and reenact section 54-06-09 of the North Dakota Century Code, relating to mileage and travel expense of state officers and 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, 94; nays, 3; absent and not voting, 4; election pending, 1.

Those voting in the affirmative were:

Austin	Hausauer, L.	Leibhan	Rice
Backes	Hendrickson	Livingston	Rivinius
Backlin	Hentges	Lodoen	Royse
Bassingthwaite	Herman	Lundene	Rued
Berg	Hickle	McGauvran	Rundle
Bridston	Hildebrand	Marsden	Schindler
Christensen, H.	Hilleboe	Martinson	Scofield
Christensen, R.	Jacob	Matheny	Stoltenow
Dick	Jacobson	Mertens	Stone
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Thorsgard
Fleming	Kermott	Murphy	Timm
Freborg	Kingsbury	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst

Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Grubb	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland	Lee		

Those voting in the negative were:

Hausauer, A.	Jaeger	Wagner
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Absent and not voting:

Atkinson	Dornacker	Hensrud	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 1073. A Bill for an Act to amend and reenact sections 15-28-07 and 15-28-08 of the North Dakota Century Code, relating to the polling hours in school district elections.

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, 4; election pending, 1.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hentges	Livingston	Royse
Bassingthwaite	Herman	Lodoen	Rued
Berg	Hickle	Lundene	Rundle
Bridston	Hildebrand	McGauvran	Schindler
Christensen, H.	Hilleboe	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Orange	Weber
Grubb	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Atkinson	Dornacker	Hensrud	Solberg
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So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2017
 Senate Bill No. 2041
 Senate Bill No. 2043
 Senate Bill No. 2067
 Senate Bill No. 2073
 Senate Bill No. 2082

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1055 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 10, insert a period after the word "office" and delete the words "and such audit may"

On page 2, delete lines 11 and 12

On page 2, line 13, delete the following: "and examination by his office. The"

On page 2, line 13, place beginning parentheses before the word "audit"

On page 2, line 15, delete the triple parentheses before the comma

On page 2, line 17, after the triple parentheses insert the following: "When the report is in the form and style as prescribed by the state auditor, the state auditor shall not audit such board or commission"

Renumber the lines accordingly

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

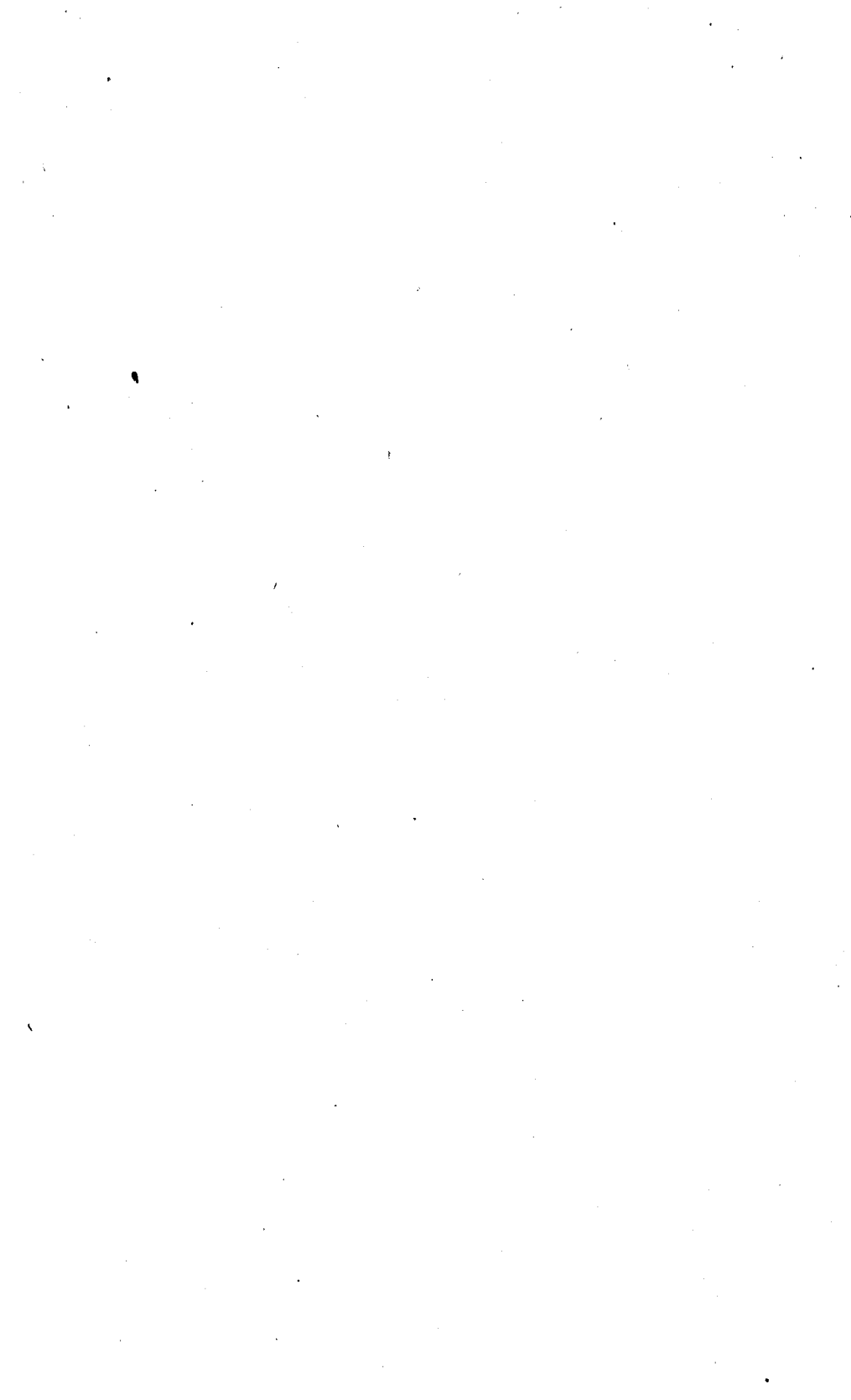
The Committee amended the bill to clarify the language. The intent of the bill is not changed.

REP. REIMERS, Chairman

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

Rep. Streibel moved that the House now stand recessed until 1:30 p.m., Monday, January 8, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



FOURTH DAY AFTER RECESS AND FIFTH DAY

Bismarck, January 8, 1973

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

RECOGNITIONS

Speaker Bunker 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.

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Mike Olienyk, and Rep. Olienyk was thereupon introduced to the House.

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 amended as follows:

On page 5, line 1, delete the words "in this state"

On page 6, line 15, delete the words "in this state"

On page 6, line 24, delete the words "in this state"

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. 1039 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. 1114 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. H. Christensen 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. 3010 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.

FIRST READING OF SENATE BILLS

Senate Bill No. 2017. A Bill for an Act to amend and reenact Section 2 of chapter 189 of the 1969 Session Laws of North Dakota, providing the superintendent of public instruction and, in case of appeal, the board of public school education with authority to limit certain school construction projects; and to repeal section 1 of chapter 189 of the 1969 Session Laws of North Dakota, providing statements of legislative rationale.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2041. A Bill for an Act to amend and reenact section 54-07-01.2 of the North Dakota Century Code, relating to the governor's power to appoint a majority of the members of certain boards and commissions upon commencing his term.

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

Senate Bill No. 2043. A Bill for an Act to amend and reenact chapter 214 of the 1971 Session Laws of North Dakota, relating to the sale of the university of North Dakota-Ellendale branch property.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2067. A Bill for an Act to amend and reenact section 32-28-02 of the North Dakota Century Code, relating to the procedures for changing a person's first name.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2073. A Bill for an Act to repeal chapter 59-07 of the North Dakota Century Code, relating to power of attorney.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2082. A Bill for an Act to amend and reenact sections 16-04-16 and 16-08-01 of the North Dakota Century Code, relating to the designations of state offices which appear on the primary election ballot.

Which was read the first time and referred to the Committee on Judiciary.

RECOGNITION

Speaker Bunker 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.

FIRST READING OF HOUSE BILLS

Rep. Rundle introduced:

House Bill No. 1164. A Bill for an Act to amend and reenact section 57-05-01 of the North Dakota Century Code and Section 11-10.1-05 of the 1971 Supplement to the North Dakota Century Code pertaining to reports and recommendations for the assessment of railroad property.

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

Rep. Rundle introduced:

House Bill No. 1165. A Bill for an Act to create and enact section 39-04-12.1 of the North Dakota Century Code, to provide for county identification stickers for motor vehicle license plates.

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

Committee on Education introduced:

House Bill No. 1166. A Bill for an Act to amend and reenact

sections 15-50-01 and 15-50-03 of the North Dakota Century Code, relating to the regulation of trade and correspondence schools.

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

Committee on Education introduced:

House Bill No. 1167. A Bill for an Act to amend and reenact section 15-40.1-07 of the North Dakota Century Code, relating to foundation program payments for high school students.

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

Committee on Transportation introduced:

House Bill No. 1168. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the registration of a motor vehicle.

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

Reps. Gackle, Hildebrand, Mertens, Lundene and Berg introduced:

House Bill No. 1169. A Bill for an Act to amend and reenact subsection 7 of section 39-12-04 of the North Dakota Century Code, to permit the use of wider vehicles on highways designated by the highway commissioner.

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

Reps. Gackle, Hildebrand, Mertens, Olin and Lundene introduced:

House Bill No. 1170. A Bill for an Act to amend and reenact section 39-12-05 of the North Dakota Century Code, relating to authorized weight of vehicles on highways designated by the commissioner.

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

Rep. Gackle introduced:

House Bill No. 1171. A Bill for an Act providing for an appropriation to the commissioner of agriculture for weed control, and authorizing the commissioner to formulate guidelines for disbursing the funds.

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

Rep. Poyzer introduced:

House Bill No. 1172. A Bill for an Act to require a permit to engage in the sale of agricultural seed.

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

Rep. Dornacker introduced:

House Bill No. 1173. A Bill for an Act to amend and reenact section 41 as contained in Senate Bill No. 2045, as approved by the forty-third legislative assembly, relating to the voting rights of former felons; and providing an effective date.

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

Rep. Poyzer introduced:

House Bill No. 1174. A Bill for an Act to create and enact subsection 24 of section 4-09-01, and sections 4-09-11.1 and 4-09-11.2 of the North Dakota Century Code, relating to definitions and labeling requirements for flower, tree, and shrub seeds; and to amend and reenact subsection 15 of section 4-09-01, section 4-09-12, subsection 1 of section 4-09-14, and section 4-09-15 of the North Dakota Century Code, relating to definitions, invoices and records, prohibitions, and exemptions.

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

Committee on Industry, Business & Labor introduced:

House Bill No. 1175. A Bill for an Act to amend and reenact sections 65-12-01, 65-12-02, 65-12-04, 65-12-04.1, 65-12-05, 65-12-06, 65-12-07, 65-12-08, 65-12-09, 65-12-10, and 65-12-11 of the North Dakota Century Code, relating to boiler inspector, definition of boiler, boiler inspections, data report, violations; and providing a penalty.

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

Committee on Finance and Taxation introduced:

House Bill No. 1176. A Bill for an Act to amend and reenact subsections 2 and 5 of section 57-38-38 of the North Dakota Century Code, relating to the audit of returns and assessment of tax by the tax commissioner; and providing for an effective date.

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

Reps. Streibel and Backes introduced:

House Bill No. 1177. A Bill for an Act relating to heating fuel shortages in North Dakota; authorizing the declaration of an emergency and the exercise of emergency powers of the governor for the protection of life, health, safety, property, and the general welfare of the state of North Dakota and its citizens; authorizing the determination of priorities among users for the purchase and delivery of heating fuel users; authorizing the limitation of non-essential diesel fuel sales; authorizing limitations of the use of public buildings; providing for the administration of the Act; providing a penalty; providing for the termination of this Act; and declaring this to be an emergency measure.

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

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

FIFTH DAY

Bismarck, January 8, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Gerald Mertz, Pastor, Faith Lutheran Church, Bismarck.

Roll was called and with one election pending, all members were present except Reps. Hensrud, Lundene and Peterson.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journals of the second day after recess and third day, and third day after recess and fourth day and recommends that the same be corrected as follows:

On page 90, delete line 4.

On page 102, in line 5, delete the word "determined" and insert in lieu thereof the word "determine"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

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

MOTION

Rep. Streibel moved that the rules be suspended concerning the printing of bills and notice of hearing, in order for the House

Committee on Industry, Business and Labor to be excused to consider House Bill No. 1177, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Hentges has moved that the amendments to House Bill No. 1047 as recommended by the Committee on Natural Resources as printed on page 102 of the House Journal be adopted, which motion prevailed.

Rep. Jenkins has moved that the amendments to House Bill No. 1055 as recommended by the Committee on Appropriations as printed on page 107 of the House Journal be adopted, which motion prevailed.

REPORT OF A PROCEDURAL COMMITTEE

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

House Concurrent Resolution No. 3011

And finds the same correctly engrossed.

REP. MIEDEMA, Chairman

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

MESSAGE TO THE SENATE

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1008

House Bill No. 1022

House Bill No. 1032

House Bill No. 1056

House Bill No. 1073

House Bill No. 1117

ROY GILBREATH, Chief Clerk

ANNOUNCEMENT

Speaker Bunker announced that House Concurrent Resolution No. 3011 has been re-referred to the Legislative Council Resolutions Committee.

SECOND READING OF HOUSE BILLS

House Bill No. 1041. A Bill for an Act to create and enact sections 4-01-17.1, 4-01-17.2 4-01-17.3, 11-11-57, 11-11-57.1, 11-27-09.1, and title 20.1 of the North Dakota Century Code relating to game, fish, predators, and boating; to amend and reenact sections 12-18-07 and 47-27-03 of the North Dakota Century Code, relating to laying out poison and forfeiture of hunting licenses; and to repeal title 20 and chapter 61-27 of the North Dakota Century Code, relating to game, fish, predators, and boating regulations.

Which has been read.

Rep. Reimers moved that House Bill No. 1041 be laid over one legislative day, which motion prevailed.

House Bill No. 1063. A Bill for an Act to amend and reenact section 40-57-02 of the North Dakota Century Code, relating to definitions of "projects" and "municipalities", 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, 96; nays, 2; absent and not voting, 3; election pending 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Leibhan	Rued
Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	McGauvran	Scotfield
Bridston	Hickle	Marsden	Solberg
Christensen, H.	Hildebrand	Martinson	Stoltenow
Christensen, R.	Hilleboe	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dornacker	Jacobson	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Poyzer	Welder
Grubb	Lang	Rau	Wilkie
Gronneberg	Langley	Raymond	Winge
Gunderson	Larson	Reimers	Winkjer
Hartl	Laske	Rice	Mr. Speaker

Those voting in the negative were:

Gackle Jaeger

Absent and not voting:

Hensrud Lundene Peterson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1075. A Bill for an Act to amend and reenact subsection 3 of section 39-10-05 of the North Dakota Century Code, relating to right turns on red signals after stopping.

Which has been 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, 3; election pending 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Leibhan	Rued
Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	McGauvran	Scotfield
Bridston	Hickle	Marsden	Solberg
Christensen, H.	Hildebrand	Martinson	Stoltenow
Christensen, R.	Hilleboe	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dornacker	Jacobson	Metzger	Strinden
Dotzenrod	Jaeger	Meyer	Thorsgard
Eagles	Jenkins	Miedema	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Poyzer	Welder
Gengler	LaGrave	Rau	Wilkie
Grubb	Lang	Raymond	Winge

Gronneberg	Langley	Reimers	Winkjer
Gunderson	Larson	Rice	Mr. Speaker
Hartl	Laske		

Absent and not voting:

Hensrud	Lundene	Peterson
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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. 3005. A concurrent resolution urging the United States Civil Aeronautics Board to grant authority to a second airline to serve North Dakota on east-west routes.

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.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1177 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

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

MOTION

Rep. Streibel moved that the rules be suspended, and House Bill No. 1177 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1177. A Bill for an Act relating to heating fuel shortages in North Dakota; authorizing the declaration of an emergency and the exercise of emergency powers of the governor for the protection of life, health, safety, property, and the general welfare of the state of North Dakota and its citizens; authorizing the determination of priorities among users for the purchase and delivery of heating fuel users; authorizing the limitation of non-essential diesel fuel sales; authorizing limitations of the use of public buildings; providing for the administration of the Act; providing a penalty; providing for the termination of this Act; and declaring this to be an emergency measure.

Which was read in its entirety.

Rep. Rice requested that he be excused from voting on House Bill No. 1177, because of a personal interest.

Rep. Streibel moved that Rep. Rice be allowed to vote on House Bill No. 1177, which motion prevailed.

Rep. Hilleboe moved that House Bill No. 1177 be laid over one legislative day, which motion prevailed on a division vote.

House Bill No. 1177 was laid over one legislative day.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2030
 Senate Bill No. 2038
 Senate Bill No. 2040
 Senate Bill No. 2042
 Senate Bill No. 2061
 Senate Bill No. 2070

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

POINT OF PERSONAL PRIVILEGE

Rep. Dornacker requested that the following remarks be printed in the Journal.

Rep. Dornacker:

"Mr. Speaker — Members of the House:

"Today I speak to you, not only as a member of this Legislature, but also the chairman of a state-wide organization to preserve the Two House System of government.

"Our people less than a year ago overwhelmingly said we want the two house system.

"The Two-house System calls for and provides for a hearing on a bill in each house plus passage of both houses and the signature of the governor.

"The practice of joint committee hearings on a bill which is only in one house and has not passed as yet either house we feel advocates unicameralism, consumes committee time, and will result in a lesser hearing in the second house should the bill pass the first house.

"Joint Rule 13 allows this practice for the convenience of the public and information of the members of this legislature, so far as practical.

"I know the chairman of committees and our leadership do not favor unicameralism nor are they promoting it.

"It would be our hope in the future that this practice would be used for meetings after the session adjourns in the afternoon, as far as practical.

"All members and public would be free to attend."

Rep. Streibel moved that the House stand recessed until 1:30 p.m., Tuesday, January 9, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTH DAY AFTER RECESS AND SIXTH DAY

Bismarck, January 9, 1973

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MOTION

Rep. K. Johnson moved that House Bill No. 1068 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Johnson requested permission to withdraw House Bill No. 1068. There being no objection, it was so ordered by Speaker Bunker.

SIXTH ORDER OF BUSINESS

Rep. Dick has moved that the amendments to House Bill No. 1037 as recommended by the Committee on Judiciary as printed on page 109 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. K. Johnson, Olin, Gengler, Murphy and Rundle introduced:

House Bill No. 1178. A Bill for an Act making an appropriation for the completion of an interpretive center at the Chateau de Mores, and declaring an emergency.

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

Rep. Garnas introduced:

House Bill No. 1179. A Bill for an Act to amend and reenact section 39-06-24 of the North Dakota Century Code, relating to the authority to cancel driver's licenses.

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

Rep. Lodoen introduced:

House Bill No. 1180. A Bill for an Act to amend and reenact section 15-53.1-02 of the North Dakota Century Code, relating to the changing of school district boundaries; and to amend and reenact sections 15-53.1-03 and 15-53.1-04 of the North Dakota Century Code, relating to areas which are public school districts, and to the powers and name of public school districts.

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

Rep. Mertens introduced:

House Bill No. 1181. A Bill for an Act to amend and reenact section 65-07-01 and section 65-07-04 of the North Dakota Century Code, providing coverage for self-employed persons.

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

Committee on Transportation introduced:

House Bill No. 1182. A Bill for an Act to amend and reenact section 39-22-02 of the North Dakota Century Code, relating to motor vehicle dealers.

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

Committee on Social Welfare introduced:

House Bill No. 1183. A Bill for an Act to repeal paragraph (3) of subdivision a of subsection 6 of section 50-09-01 of the 1971 Supplement to the North Dakota Century Code, relating to the definition of dependent child.

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

Rep. Herman introduced:

House Bill No. 1184. A Bill for an Act to amend and reenact subsection 3 of section 41-08-02 of the North Dakota Century Code, relating to the definition of clearing corporation, and declaring an emergency.

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

Reps. LaGrave, Atkinson, L. Hausauer and Wagner introduced:

House Bill No. 1185. A Bill for an Act to amend and reenact subsection 1 of section 15-59-01 and section 15-59-07 of the North Dakota Century Code, relating to the definitions of exceptional children and learning disability.

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

Rep. Wagner introduced:

House Bill No. 1186. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, relating to the expiration and renewal of driver's license, examination and re-examination of drivers, and to provide an effective date.

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

Committee on Transportation introduced:

House Bill No. 1187. A Bill for an Act to amend and reenact subsection 3 of section 39-22-09 of the North Dakota Century Code, relating to dealer registration of used motor vehicles.

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

Committee on Transportation introduced:

House Bill No. 1188. A Bill for an Act to amend and reenact subsection 1 of section 39-04-18, subsection 4 of section 39-04-19, and subsection 6 of section 39-05-01 of the North Dakota Century Code, relating to the registration and titling of truck tractor semi-trailers.

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

Committee on Transportation introduced:

House Bill No. 1189. A Bill for an Act to amend and reenact subdivision j of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to the registration of motor vehicles by disabled veterans.

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

Reps. Eagles and Watkins introduced:

House Bill No. 1190. A Bill for an Act, relating to motorcycle lights and handlebars, requiring eye-protection for riders, and authorizing the motor vehicle registrar to approve eye-protection devices.

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

Rep. Weber introduced:

House Bill No. 1191. A Bill for an Act to provide for a declaration of policy and purpose, relating to boating safety and uniformity of boating laws, a boating safety program, the termination of unsafe use of vessels, and the display of labels evidencing compliance with state or federal regulations; to create and enact five new subsections to section 20.1-01-02, as contained in section 8 of House Bill No. 1041 of the forty-third legislative assembly, and a new subsection to section 20.1-13-03 of the North Dakota Century Code, as contained in section 20 of House Bill No. 1041 of the forty-third legislative assembly, relating to definitions and numbering and licensing of motorboats; and to amend and reenact subsection 23 of section 20.1-03-12, as contained in section 10 of House Bill No. 1041 of the forty-third legislative assembly; and section 20.1-13-02, subsection 1 of section 20.1-13-03, and section 20.1-13-08 of the North Dakota Century Code, as contained in section 20 of House Bill No. 1041 of the forty-third legislative assembly, relating to the fee for a motorboat certificate of number and license, operation of unnumbered and unlicensed motorboats, numbering and licensing of motorboats, and liability of persons involved in collisions or accidents.

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

Reps. LaGrave, Stone and Dick introduced:

House Bill No. 1192. A Bill for an Act providing an appropriation to the state health department for use by the state division of alcoholism and drug abuse which will equal approximately two percent of the 1973-75 biennial revenues from state liquor and beer taxes.

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

Committee on State and Federal Government introduced:

House Bill No. 1193. A Bill for an Act to amend and reenact section 12-47-06 of the North Dakota Century Code, relating to appointment of officers at the penitentiary.

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

Committee on Social Welfare introduced:

House Bill No. 1194. A Bill for an Act to amend and reenact subdivision a of subsection 6 of section 50-09-01 of the 1971 Supplement to the North Dakota Century Code, relating to the definition of a dependent child.

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

Committee on State and Federal Government introduced:

House Bill No. 1195. A Bill for an Act to amend and reenact section 12-48-03.1 of the North Dakota Century Code, relating to the establishment, or discontinuance of prison industries.

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

Committee on State and Federal Government introduced:

House Bill No. 1196. A Bill for an Act to amend and reenact subsection 7 of section 10-15-54, section 10-23-04, subsection 3 of section 41-09-43, subsection 2 of section 45-10-02, and subsection 1 of section 54-09-04 of the North Dakota Century Code, relating to filing fees for various documents and increasing such fees.

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

Committee on Agriculture introduced:

House Bill No. 1197. 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.

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

Committee on Agriculture introduced:

House Bill No. 1198. A Bill for an Act to amend and reenact section 4-30-29 of the North Dakota Century Code; relating to rules and regulations concerning grades of milk for Grade "A" and manufacturing purposes.

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

Committee on State and Federal Government introduced:

House Bill No. 1199. A Bill for an Act to amend and reenact section 12-47-11 of the North Dakota Century Code, relating to the powers and duties of the warden of the state penitentiary, custody and control of the penitentiary and the crime building, and creating an appropriation for the remodeling and renovation of the crime building.

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

Reps. L. Hausauer, Peterson, Jenkins, H. Johnson and Bridston introduced:

House Bill No. 1200. 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 or addition, remodeling, and equipping of college buildings.

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

Committee on Finance and Taxation introduced:

House Bill No. 1201. A Bill for an Act to amend and reenact section 57-38-34 and subsection 3 of section 57-38-57 of the North Dakota Century Code, relating to provisions of the income tax law.

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

Committee on Finance and Taxation introduced:

House Bill No. 1202. 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 business privilege tax, and providing an effective date.

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

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Backes and Weber introduced:

House Concurrent Resolution No. 3013. A Concurrent Resolution commending the North Dakota Congressional Delegation for its opposition to President Richard M. Nixon's budget cuts affecting rural America.

Which was read the first time, and referred to the committee on State and Federal Government.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1034 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

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

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1035 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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. 1052 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, delete the words "in equal proportions"

On page 1, line 17, delete the word "select"

On page 1, line 18, delete the words "lands of approximately equal value to be allocated" and insert in lieu thereof the words "allocate the income in equal proportions"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

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

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1094 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

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

Mr. Speaker: Your Committee on Industry, Business & Labor to whom was referred House Bill No. 1096 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 1102 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3 following the word "county" insert the following: "or any other political subdivision or individual"

On page 2, line 9 following the period insert the following: "**Once abolished, the office may be reestablished by an election held in the same manner as it was abolished.**"

On page 2, line 18 following the word "located" insert the following: "**or any other political subdivision or individual,**"

On page 2, line 20 place a period after the word "negotiated" and delete the words "with the"

On page 2, line 21 delete "county."

On page 2, line 22 after the word "under" delete the word "a" and insert in lieu thereof the word "the" and also in line 22 place a period after the word "contract" and delete the words "with the"

On page 2, line 23 delete "county."

And renumber the lines and pages 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.

FIRST READING OF SENATE BILLS

Senate Bill No. 2030. A Bill for an Act to amend and reenact section 54-42-06 of the North Dakota Century Code to authorize the providing of merit system coverage to human service centers and other units providing social and mental health services.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2038. A Bill for an Act to authorize North Dakota's local units of government to spend revenue sharing funds, and declaring an emergency.

Which was read the first time and referred to the Committee on Political Subdivision.

Senate Bill No. 2040. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to the membership of the emergency commission.

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

Senate Bill No. 2042. A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code, relating to abstracts of operating records and accident reports.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2061. A Bill for an Act to amend and reenact subsection 10 of section 1-03-01 of the North Dakota Century Code, relating to the date of Veterans Day as a public holiday.

Which was read the first time and referred to the Committee on Veterans' Affairs.

Senate Bill No. 2070. A Bill for an Act to amend and reenact section 15-55-18 of the North Dakota Century Code, relating to the bonding authority for junior colleges and educational centers.

Which was read the first time and referred to the Committee on Education.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Leroy Larson, and Rep. Larson was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1039. A Bill for an Act providing for disposition of community property rights upon the death of a spouse having such rights, such Act to be known as the Uniform Disposition of Community Property Rights at Death 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, 96; nays, 0; absent and not voting 5; election pending 1.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Rice
Austin	Haugland	Laske	Rivinius
Backes	Hausauer, A.	Laughlin	Royse
Backlin	Hausauer, L.	Lee	Rued
Bassingthwaite	Hendrickson	Leibhan	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Marsden	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Martinson	Stoltenow
Dick	Hilleboe	Matheny	Stone
Dornacker	Jacob	Mertens	Streibel

Dotzenrod	Jacobson	Metzger	Strinden
Eagles	Jaeger	Meyer	Timm
Erickson	Jenkins	Miedema	Tinjum
Fleming	Johnson, H.	Murphy	Tweten
Freborg	Johnson, K.	Nermyr	Vander Vorst
Froeber	Kermott	Olin	Wagner
Gackle	Kingsbury	Olson	Watkins
Ganser	Kloubec	Opedahl	Weber
Garnas	Knudson	Orange	Welder
Gengler	Kretschmar	Peterson	Wilkie
Grubb	LaGrave	Poyzer	Winge
Gronneberg	Lang	Rau	Winkjer
Gunderson	Langley	Reimers	Mr. Speaker

Absent and not voting:

Hensrud	Livingston	Lundene	Raymond
Thorsgard			

So the bill passed and the title was agreed to.

House Bill No. 1114. A Bill for an Act to provide civil remedies for the recovery of care and support provided children under the age of eighteen years and for judicial determination and enforcement of child support obligations.

Which has been read.

Rep. Hartl moved that House Bill No. 1114 be laid over one legislative day, which motion failed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 2; absent and not voting 3; election pending 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royce
Backes	Hausauer, L.	Leibhan	Rued
Backlin	Hendrickson	Lodoen	Rundle
Bassingthwaite	Herman	McGauvran	Schindler
Berg	Hickle	Marsden	Scofield
Bridston	Hildebrand	Martinson	Solberg
Christensen, H.	Hilleboe	Matheny	Stoltenow
Christensen, R.	Jacob	Mertens	Stone
Dick	Jacobson	Metzger	Streibel
Dornacker	Jaeger	Meyer	Strinden
Dotzenrod	Jenkins	Miedema	Thorsgard
Eagles	Johnson, H.	Murphy	Timm
Erickson	Johnson, K.	Nermyr	Tinjum
Fleming	Kermott	Olin	Tweten
Freborg	Kingsbury	Olson	Vander Vorst
Froeber	Kloubec	Opedahl	Wagner
Gackle	Knudson	Orange	Watkins
Ganser	Kretschmar	Peterson	Weber
Garnas	LaGrave	Poyzer	Welder
Gengler	Lang	Rau	Wilkie
Grubb	Langley	Raymond	Winge
Gronneberg	Larson	Reimers	Winkjer
Gunderson	Laske	Rice	Mr. Speaker

Those voting in the negative were:

Hartl	Hentges
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Absent and not voting:

Hensrud	Livingston	Lundene
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So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1019 has had the same

under consideration and recommends that the same be amended as follows:

On page 1, line 5 delete the numerals "20-02-04" and insert in lieu thereof the numerals "20.1-02-04"

On page 5, line 3, after the word "expedient" and before the period insert beginning triple parentheses and also in line 3 delete the triple parentheses before the word "such"

On page 8, line 4 delete the numerals "20-02-04" and insert in lieu thereof the numerals "20.1-02-04"

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 & Federal Government 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 1, line 1, delete the following: "sections 15-04-09," and insert in lieu thereof the following: "section 38-09-15"

On page 1, line 2, delete the following: "15-06-25, 15-07-05, 38-09-15, and 54-01-05.2"

On page 1, line 4, delete the words "and sale" and delete the words "lands and"

On page 1, delete lines 9 through 24'

On page 2, delete lines 1 through 35

On page 3, delete lines 1 through 25

On page 4, line 10, delete the words "required by" and insert in lieu thereof the words "of the leasing of mineral rights"

On page 4, line 11, delete the words "this chapter"

On page 4, delete lines 16 through 35

On page 5, delete lines 1 through 5

And renumber the sections 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 & Federal Government to whom was referred House Bill No. 1044 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. 1085 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16, following the word "county" insert the words "with the concurrence of that county's board of commissioners"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Martinson 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. 1106 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.

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 9, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Gerhard Harms, Pastor, Bethel Lutheran Church, Bismarck.

The roll was called, and with one election pending, all members were present except Reps. Hensrud, Livingston and Lundene.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fourth Day After Recess and Fifth Day and finds the same to be correct.

REP. GUNDERSON, Chairman

Rep. Rued 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. 1016 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

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

House Bill No. 1016 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1142 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.

House Bill No. 1142 was indefinitely postponed.

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

House Bill No. 1055

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Jacobson 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. 3010. A Concurrent Resolution urging the Attorney General of the State of North Dakota to bring suit in federal court to restore the second United States Representative to the State.

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 HOUSE BILLS

House Bill No. 1041. A Bill for an Act to create and enact sections 4-01-17.1, 4-01-17.2 4-01-17.3, 11-11-57, 11-11-57.1, 11-27-09.1, and title 20.1 of the North Dakota Century Code relating to game, fish, predators, and boating; to amend and reenact sections 12-18-07 and 47-27-03 of the North Dakota Century Code, relating to laying out poison and forfeiture of hunting licenses; and to repeal title 20 and chapter 61-27 of the North Dakota Century Code, relating to game, fish, predators, and boating regulations.

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, 5; election pending 1.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Raymond
Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	McGauvran	Rundle
Bridston	Hickle	Marsden	Scoffield
Christensen, H.	Hildebrand	Martinson	Solberg
Christensen, R.	Hilleboe	Matheny	Stoltenow
Dick	Jacob	Mertens	Stone
Dornacker	Jacobson	Metzger	Streibel
Dotzenrod	Jenkins	Meyer	Strinden
Eagles	Johnson, H.	Miedema	Thorsgard
Erickson	Johnson, K.	Murphy	Timm
Fleming	Kermott	Nermyr	Tinjum
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Wilkie
Gengler	Lang	Peterson	Winge
Gronneberg	Langley	Poyzer	Winkjer
Gunderson	Larson	Rau	Mr. Speaker

Those voting in the negative were:

Freborg	Jaeger	Schindler	Vander Vorst
Grubb	Kingsbury	Tweten	Welder

Absent and not voting:

Hausauer, L.	Livingston	Lundene	Reimers
Hensrud			

So the bill passed and the title was agreed to.

House Bill No. 1047. A Bill for an Act to provide that the office of the attorney general shall review each bill introduced during any session of the legislative assembly which provides for the sale or exchange of specific state-owned land, or for the purchase of specific land by 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, 96; nays, 0; absent and not voting, 5; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Laughlin	Rivinius
Backes	Hausauer, A.	Lee	Royse

Backlin	Hendrickson	Leibhan	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	McGauvran	Schindler
Bridston	Hickle	Marsden	Scofield
Christensen, H.	Hildebrand	Martinson	Solberg
Christensen, R.	Hilleboe	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dornacker	Jacobson	Metzger	Strinden
Dotzenrod	Jaeger	Meyer	Thorsgard
Eagles	Jenkins	Miedema	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Grubb	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker
Absent and not voting:			
Hausauer, L.	Livingston	Lundene	Stoltenow
Hensrud			

So the bill passed and the title was agreed to.

House Bill No. 1055. A Bill for an Act to amend and reenact subsection 2 of section 54-10-01 of the North Dakota Century Code, relating to the examination of the books and records of state agencies and the occupational and professional boards and commissions.

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, 16; absent and not voting, 3; election pending 1.

Those voting in the affirmative were:

Atkinson	Gronneberg	Lang	Raymond
Austin	Gunderson	Larson	Reimers
Backes	Haugland	Laske	Rice
Backlin	Hausauer, A.	Lee	Rivinius
Bassingthwaite	Hausauer, L.	Leibhan	Royse
Berg	Hendrickson	Lodoen	Rued
Bridston	Hentges	McGauvran	Schindler
Christensen, H.	Herman	Marsden	Stoltenow
Christensen, R.	Hickle	Martinson	Stone
Dick	Hildebrand	Mertens	Streibel
Dornacker	Hilleboe	Metzger	Strinden
Dotzenrod	Jacob	Meyer	Timm
Eagles	Jacobson	Miedema	Tinjum
Erickson	Jenkins	Murphy	Wagner
Freborg	Johnson, H.	Nermyr	Watkins
Froeber	Johnson, K.	Olson	Weber
Gackle	Kermott	Opedahl	Welder
Ganser	Kloubec	Peterson	Wilkie
Garnas	Knudson	Poyzer	Winkjer
Gengler	Kretschmar	Rau	Mr. Speaker
Grubb	LaGrave		

Those voting in the negative were:

Fleming	Langley	Orange	Thorsgard
Hartl	Laughlin	Rundle	Tweten
Jaeger	Matheny	Scofield	Vander Vorst
Kingsbury	Olin	Solberg	Winge

Absent and not voting:

Hensrud Livingston Lundene

So the bill passed and the title was agreed to.

House Bill No. 1177. A Bill for an Act relating to heating fuel shortages in North Dakota; authorizing the declaration of an emergency and the exercise of emergency powers of the governor for the protection of life, health, safety, property, and the general welfare of the state of North Dakota and its citizens; authorizing the determination of priorities among users for the purchase and delivery of heating fuel users; authorizing the limitation of non-essential diesel fuel sales; authorizing limitations of the use of public buildings; providing for the administration of the Act; providing a penalty; providing for the termination of this Act; and declaring this to be an emergency measure.

Which has been read.

Rep. Thorsgard requested he be excused from voting because of a special interest.

Rep. Streibel moved that Rep. Thorsgard 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, 44; nays, 53; absent and not voting, 4; election pending 1.

Those voting in the affirmative were:

Backes	Herman	Leibhan	Solberg
Bassingthwaite	Hildebrand	Lodoen	Stone
Bridston	Jacob	McGauvran	Streibel
Dotzenrod	Jacobson	Mertens	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Kermott	Olin	Tinjum
Fleming	Knudson	Opedahl	Watkins
Gackle	Lang	Orange	Weber
Gengler	Langley	Peterson	Wilkie
Gronneberg	Laske	Raymond	Winge
Hausauer, L.	Laughlin	Schindler	Mr. Speaker

Those voting in the negative were:

Atkinson	Haugland	Larson	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backlin	Hendrickson	Marsden	Royse
Berg	Hentges	Martinson	Rued
Christensen, H.	Hickle	Matheny	Rundle
Christensen, R.	Hilleboe	Metzger	Scotfield
Dornacker	Jaeger	Miedema	Stolténow
Freborg	Jenkins	Murphy	Timm
Froeber	Johnson, K.	Nermyr	Tweten
Ganser	Kingsbury	Olson	Vander Vorst
Garnas	Kloubec	Poyzer	Wagner
Grubb	Kretschmar	Rau	Welder
Gunderson	LaGrave	Reimers	Winkjer
Hartl			

Absent and not voting:

Dick Hensrud Livingston Lundene

So the bill lost.

EXPLANATION OF VOTE

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

"I would like to explain my vote on House Bill No. 1177. First, I would like to read to you an article from the Montana Oil Journal by the U. S. petroleum refining industry:

Montana Oil Journal
December 30, 1972

"REFINERS FACE STAGGERING PROBLEM TRYING TO MEET INCREASING DEMAND

"TULSA — The U. S. petroleum refining industry has begun a precarious supply-demand tightrope walk that could have the entire nation watching before it's over.

"Faced with rising demand for their products, refiners must get through 1973 and 1974 almost certainly without the addition of a single new grass-roots refinery and yet be in a position to meet 1975 demand. Expected demand for that year is 19.7 million barrels of products daily, about 3.7 million barrels a day more than present levels, The Oil and Gas Journal reports.

"The Journal's article says refining capacity of 14.8 million barrels of crude daily will be needed in the United States in 1975, but sees it doubtful that current capacity of 13 million barrels daily can be boosted that much that fast by new construction.

"The difference between what U.S. consumers want to buy and the volume domestic refiners can supply is furnished by imports. And the prospect of increasing imports to meet domestic demand could lead to further erosion of the U.S. foreign trade balance, already the subject of mounting comment in Washington. Unless some concerted government action is taken soon, the U.S. oil import bill may well rise from \$3 billion in 1970 to an estimated \$8.5 billion by 1975.

"Although two new refineries are completed or are nearing completion this year, not one major plant project has been contracted for more than two years. Environmentalists' objections to proposed plant sites and uncertainty of equipment requirements to meet government clean-air standards of the future have blocked most construction plans.

"Among expansions of existing plants, the Journal's nationwide survey of refinery construction lists no project of any size due for completion after the end of this year. Not a single project is scheduled to add a barrel of crude capacity in 1973 or 1974.

"The reason I voted no is that I felt this bill did not go far enough. We are not going to have a shortage only with fuel oil, but we are going to be faced with a shortage of gasoline in the next few years. I believe this Assembly has an obligation to set up an energy commission. I am disappointed that the Governor has not used his authority to call for an emergency. It is the duty of the Legislature to set up the rules to be used by such a commission and to set up the guidelines for such a commission. These should not only contain fuel, but also electricity, gas, etc. We have a potential in our state with the Basin Electric to use exported electricity for heat. We have an obligation to the people who elected us to represent them to set up an energy commission to control and keep some of the things we have in North Dakota for ourselves.

"This is the basic reason I voted no, hoping that by that vote we would go back and take the step to set up a commission which would be responsible to this body, rather than delegating such authority to a single person."

MESSAGE TO THE SENATE

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on

House Bill No. 1063

House Bill No. 1075

House C.R. No. 3005

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:**Senate Bill No. 2036****Senate Concurrent Resolution No. 4001****Which the Senate has passed and your favorable consideration is requested.****LEO LEIDHOLM, Secretary****Rep. Streibel moved that the House stand recessed until 1:30 p.m.,
Wednesday, January 10, 1973, which motion prevailed.****ROY GILBREATH, Chief Clerk**

**SIXTH DAY AFTER RECESS AND
SEVENTH DAY**

Bismarck, January 10, 1973

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

SIXTH ORDER OF BUSINESS

Rep. Rivinius has moved that the amendments to House Bill No. 1019 as recommended by the Committee on State and Federal Government as printed on page 124 of the House Journal be adopted, which motion prevailed.

Rep. Hentges has moved that the amendments to House Bill No. 1023 as recommended by the Committee on State and Federal Government as printed on page 124 of the House Journal be adopted, which motion prevailed.

Rep. Backlin has moved that the amendments to House Bill No. 1052 as recommended by the Committee on Education as printed on page 121 of the House Journal be adopted, which motion prevailed.

Rep. Martinson has moved that the amendments to House Bill No. 1085 as recommended by the Committee on State and Federal Government as printed on page 124 of the House Journal be adopted, which motion prevailed.

Rep. Gackle has moved that the amendments to House Bill No. 1102 as recommended by the Committee on Finance and Taxation as printed on page 121 of the House Journal be adopted, which motion prevailed.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ed. N. Davis, and Rep. Davis was thereupon introduced to the House.

FIRST READING OF HOUSE BILLS

Reps. K. Johnson, Rundle, Gackle, Stoltenow, and Thorsgard introduced:

House Bill No. 1203. A Bill for an Act to repeal sections 36-15-20 and 36-15-21 of the North Dakota Century Code, relating to brucellosis vaccination of calves.

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

Reps. Atkinson and Martinson introduced:

House Bill No. 1204. A Bill for an Act to provide payment of expenses to certain elected state officers, providing for an appropriation, and declaring an emergency.

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

Rep. Hilleboe introduced:

House Bill No. 1205. A Bill for an Act to create and enact section 34-06-05.1 of the North Dakota Century Code, relating

to an established minimum wage, and to amend and reenact sections 34-06-02, 34-06-03, 34-06-05, 34-06-07, 34-06-09, 34-06-10, 34-06-12, 34-06-13, and 34-06-16 of the North Dakota Century Code, relating to the authority of the commissioner of labor to determine minimum wage standards.

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

Reps. Atkinson, Backlin and Hilleboe introduced:

House Bill No. 1206. A Bill for an Act to amend and reenact section 54-17-05 of the North Dakota Century Code, relating to majority approval of acts approved or authorized by members of the industrial commission.

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

Reps. Marsden, Mertens, K. Johnson, Rundle and Murphy introduced:

House Bill No. 1207. A Bill for an Act to amend and reenact section 44-02-01 of the North Dakota Century Code, relating to vacancy in office where officeholder nominated at primary election as a candidate for another office.

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

Rep. Tinjum introduced:

House Bill No. 1208. A Bill for an Act to amend and reenact section 11-27-09.1 of the North Dakota Century Code, as contained in section 6 of House Bill No. 1041 of the forty-third legislative assembly, relating to the allocation of federal payments for game and fish land among townships and school districts.

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

Rep. Hilleboe introduced:

♦ **House Bill No. 1209.** A Bill for an Act to amend and reenact section 19-02.1-08 and subsection 7 of section 19-02.1-10 of the North Dakota Century Code, relating to the labeling requirements of all food manufactured, sold, or offered for sale within North Dakota.

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

Reps. Atkinson, A. Hausauer and Martinson introduced:

House Bill No. 1210. A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code, relating to salaries of elected state officials and providing an effective date.

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

Rep. Freborg introduced:

House Bill No. 1211. A Bill for an Act to amend subdivision e of subsection 15 of section 52-01-01 of the North Dakota Century Code, relating to service performed by relatives as not constituting "employment" for the purposes of unemployment compensation.

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

Reps. Atkinson, Stone and Haugland introduced:

House Bill No. 1212. A Bill for an Act to amend and reenact sections 11-17-04, 27-03-05, 27-07-40, and 27-98-14 of the North Dakota Century Code, relating to filing fees and other fees required by district courts, the North Dakota supreme court, county courts, and county courts of increased jurisdiction and increasing such fees.

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

Reps. Atkinson and A. Hausauer introduced:

House Bill No. 1213. A Bill for an Act to amend and reenact sections 54-35.1-01 and 54-35.1-03 of the North Dakota Century Code, relating to the membership of the legislative audit and fiscal review committee.

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

Rep. Stone introduced:

House Bill No. 1214. A Bill for an Act to amend and reenact subsection 2 of section 27-20-26 of the North Dakota Century Code, relating to the definition of a needy person under the Uniform Juvenile Court Act, and creating a parent's duty to provide legal counsel for their children involved in proceedings under the Uniform Juvenile Court Act.

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

Rep. Herman introduced:

House Bill No. 1215. A Bill for an Act to amend and reenact sections 39-06-03 and 39-06-12, subsection 3 of section 39-06-17, section 39-06-29, subsection 6 of section 39-06-31, subsection 5 of section 39-06-32, sections 39-06-33, 39-06-33.1 and 39-10-51 of the North Dakota Century Code, relating to who shall not be licensed, applications for license, restricted license, reports of convictions, revocations, suspensions, hearings, orders to show cause, and leaving a motor vehicle unattended.

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

Reps. Hickle and Jaeger introduced:

House Bill No. 1216. A Bill for an Act to permit the state of North Dakota to transfer by deed and title, tract 01-119, river bed and accretion land along the west bank of the Missouri River.

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

Rep. Garnas introduced:

House Bill No. 1217. A Bill for an Act to amend and reenact sections 39-16-05 and 39-16-07 of the North Dakota Century Code, relating to the suspension of the driver license of a driver of a motor vehicle involved in an accident and who has no means of financial responsibility.

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

Reps. Froeber, Solberg, Kermott and Haugland introduced:

House Bill No. 1218. A Bill for an Act to amend and reenact subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to exemptions from sales tax of certain items.

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

Rep. Hilleboe introduced:

House Bill No. 1219. A Bill for an Act to amend and reenact sections 6-08-26, 7-07-02, 10-07-04, 12-39-02, 15-51-07, 15-53.1-04, 21-03-21, 26-10-19, 40-01-02, 40-01-14, 40-04-04, 40-05-13, 40-14-06, subsection 2 of section 40-16-03, sections 40-16-09, 40-22-35, 40-33-18, 40-53.1-05, 43-23-10, 49-12-03, and 61-07-06 of the North Dakota Century Code, relating to deletion of references to corporate seals; and to repeal subsection 1 of section 6-03-02, subsection 2 of section 7-02-01, section 9-06-10, subsection 3 of section 10-19-04, subsection 3 of section 10-24-05, subsection 3 of section 23-11-11, and subsection 2 of section 40-61-03 of the North Dakota Century Code, relating to corporate seals.

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

Rep. Dornacker introduced:

House Bill No. 1220. A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries; to amend and reenact subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for corporations; and providing for an effective date.

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

Rep. Dornacker introduced:

House Bill No. 1221. A Bill for an Act to repeal section 57-38-36 of the North Dakota Century Code, relating to the payment of tax in quarterly installments.

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

Reps. Erickson, Laske, Dotzenrod and Stoltenow introduced:

House Bill No. 1222. A Bill for an Act to amend and reenact section 35-07-02 of the North Dakota Century Code, relating to the period for filing a threshing lien.

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

Reps. Atkinson and Martinson introduced:

House Bill No. 1223. A Bill for an Act to provide for a North Dakota Disaster Act, relating to the responsibility of the governor, creating a state division of disaster emergency services, and providing for coordination of activities relating to disaster prevention, preparedness, response and recovery; and to repeal chapter 37-17 of the North Dakota Century Code, relating to civil defense.

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

Rep. Hilleboe introduced:

House Bill No. 1224. A Bill for an Act to create and enact chapter 34-15 of the North Dakota Century Code, relating to Sunday business and labor; to repeal chapter 12-21.1 of the North Dakota Century Code and chapter 12.1-30 of the North Dakota Century Code, as created in section 29 of Senate Bill No. 2045 as approved by the forty-third legislative assembly, relating to Sunday business and labor; and providing a penalty.

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

Reps. K. Johnson and Weber introduced:

House Bill No. 1225. A Bill for an Act to amend and reenact subsection 8 of section 37-25-02 of the North Dakota Century Code, relating to the definition of "resident" for the purpose of eligibility for the Vietnam bonus.

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

Reps. Herman, Froeber, Tweten, Olin and Miedema introduced:

House Bill No. 1226. A Bill for an Act to amend and reenact sections 15-10-18 and 15-10-19 of the North Dakota Century Code, relating to the tuition of nonresidents at schools under the control of the state board of higher education and the definition of non-resident student for tuition purposes.

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

Reps. Reimers, Jenkins, Miedema and Rivinius introduced:

House Bill No. 1227. A Bill for an Act relating to the respon-

sibilities of the game and fish commissioner in the protection of property.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Streibel, Strinden and K. Johnson introduced:

House Concurrent Resolution No. 3014. A Concurrent Resolution commending the administration of President Richard M. Nixon for successfully fighting inflation through whatever means and by whatever actions must be taken, despite the unpopularity of some of the actions, and for its outstanding work in increasing the Nation's export trade, thus causing a sharp and very much appreciated rise in the prices of agricultural commodities, particularly wheat.

Which was read the first time, and referred to the committee on State and Federal Government.

Reps. Rau, Gunderson, Larson, Ganser and Reimers introduced:

House Concurrent Resolution No. 3015. A Concurrent Resolution commending President Richard M. Nixon for the increases during his administration in the prices of wheat, grain, and livestock, and for running an agricultural program with less governmental interference than in past administrations.

Which was read the first time, and referred to the committee on State and Federal Government.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Paul Patrick, and Rep. Patrick was thereupon introduced to the House.

FIRST READING OF SENATE BILLS

Senate Bill No. 2036. A Bill for an Act to provide for the filing of notices relating to buried transmission facilities and to give the owner thereof a civil cause of action in certain cases when these facilities are damaged, and providing an effective date.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Concurrent Resolution No. 4001. A Concurrent Resolution directing the State Departments of Health and Social Services to coordinate and consolidate human services provided by community mental health and retardation centers and area social service centers.

Which was read the first time and referred to the Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Bill No. 1046 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Ganser 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. 1059 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Liebhan 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. 1095 has had the same under con-

sideration and recommends that the same be amended as follows:

On page 1, line 12 place beginning triple parentheses before the comma

On page 1, line 14 place triple ending parentheses after the first comma

On page 1, line 19 after the word "**discharged**" insert the word "**disabled**" and also after the word "**veterans**" insert the word "**and veterans**"

On page 1, line 21 place beginning triple parentheses before the word "by" and ending triple parentheses after the word "employer"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. A. Hausauer 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. 1097 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, delete the word "only"

On page 1, line 13, delete the word "those" and insert in lieu thereof the words "may deduct"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, 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. 1110 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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. 1111 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 1116 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Laughlin 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. 1119 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the word "cooperate" and insert in lieu thereof the words "reasonably participate"

On page 1, line 13, delete the word "**COOPERATE**" and insert in lieu thereof the words "**REASONABLY PARTICIPATE**"

On page 2, line 5, delete the words "cooperate or" and insert in lieu thereof the word "**reasonably**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 1124 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

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

House Bill No. 1124 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3006 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21 delete the numeral "12" and insert in lieu thereof "12.1, if adopted,"

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 3008 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Laughlin 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 do pass.

REP. HILLEBOE, Chairman

Rep. Gunderson 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

SEVENTH DAY

Bismarck, January 10, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Warren Johnson, Pastor, First Lutheran Church, Bismarck.

Roll was called, and with one election pending, all members were present except Reps. Hensrud, Hickle, Livingston and Rivinius.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifth Day After Recess and Sixth Day and finds the same to be correct.

REP. GUNDERSON, Chairman

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

POINT OF PERSONAL PRIVILEGE

Rep. Froeber: "Mr. Speaker:

"I rise on a point of personal privilege to recognize one of our Legislators from the Fifth District, Marge Kermott. We think

you should know she was just elected to the Board of Directors of the First National Bank of Minot, and is the first woman in Minot's history to serve as a bank board member. Today we would like to express our congratulations to Marge, and we think the other members of this Assembly would like to express their congratulations. They are just as proud of her as we are, and that is the reason all of the ladies of the Assembly are wearing corsages. Congratulations to you, Marge."

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1037

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

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

RECOGNITION

Rep. Miedema announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Howard Bier, and Rep. Bier was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1034. A Bill for an Act to authorize the industrial commission to issue debentures through the Bank of North Dakota to provide funds to participate with other banks and lending agencies in loans for irrigation 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, 92; nays, 2; absent and not voting, 7; election pending 1.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Laughlin	Royse
Backlin	Hausauer, A.	Lee	Rued
Bassingthwaite	Hausauer, L.	Leibhan	Rundle
Berg	Hendrickson	Lodoen	Schindler
Bridston	Hentges	Lundene	Scotfield
Christensen, H.	Herman	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Thorsgard
Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Poyzer	Wilkie
Grubb	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker

Those voting in the negative were:

Jaeger Murphy

Absent and not voting:

Backes	Hickle	Peterson	Strinden
Hensrud	Livingston	Rivinius	

So the bill passed and the title was agreed to.

House Bill No. 1035. 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, the roll was called and there were ayes, 90; nays, 7; absent and not voting, 4; election pending 1.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Reimers
Austin	Haugland	Lee	Rice
Backes	Hausauer, A.	Leibhan	Royse
Backlin	Hausauer, L.	Lodoen	Schindler
Bassingthwaite	Hendrickson	Lundene	Scofield
Berg	Hentges	McGauvran	Solberg
Bridston	Herman	Marsden	Stoltenow
Christensen, H.	Hildebrand	Martinson	Stone
Christensen, R.	Hilleboe	Matheny	Streibel
Dick	Jacob	Mertens	Strinden
Dotzenrod	Jacobson	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Watkins
Gackle	Knudson	Opedahl	Weber
Ganser	Kretschmar	Orange	Welder
Garnas	LaGrave	Peterson	Wilkie
Gengler	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gronneberg	Larson	Raymond	Mr. Speaker
Gundersen	Laske		

Those voting in the negative were:

Dornacker	Kermott	Rued	Wagner
Jaeger	Murphy	Rundle	

Absent and not voting:

Hensrud	Hickle	Livingston	Rivinius
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So the bill passed and the title was agreed to.

House Bill No. 1037. A Bill for an Act to enact the Model Relocation Assistance Act providing state and local governmental assistance programs for relocation of persons and businesses displaced by governmental construction programs; and to repeal section 32-15-22.1 of the North Dakota Century Code, relating to payments for the relocation of personal property displaced by eminent domain proceedings.

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, 2; absent and not voting, 4; election pending 1.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Royse
Austin	Hausauer, A.	Leibhan	Rued
Backes	Hausauer, L.	Lodoen	Rundle
Backlin	Hendrickson	Lundene	Schindler
Bassingthwaite	Hentges	McGauvran	Scofield
Berg	Herman	Marsden	Solberg
Bridston	Hildebrand	Martinson	Stoltenow
Christensen, H.	Hilleboe	Matheny	Stone
Christensen, R.	Jacob	Mertens	Streibel
Dick	Jacobson	Metzger	Strinden

Dornacker	Jenkins	Meyer	Thorsgard
Dotzenrod	Johnson, H.	Miedema	Timm
Eagles	Johnson, K.	Murphy	Tinjum
Erickson	Kermott	Nermyr	Tweten
Fleming	Kingsbury	Olin	Vander Vorst
Freborg	Kloubec	Olson	Wagner
Froeber	Knudson	Opedahl	Watkins
Gackle	Kretschmar	Orange	Weber
Ganser	LaGrave	Peterson	Welder
Garnas	Lang	Poyzer	Wilkie
Gengler	Langley	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Hartl	Laughlin	Rice	

Those voting in the negative were:

Grubb Jaeger

Absent and not voting:

Hensrud Hickle Livingston Rivinius

So the bill passed and the title was agreed to.

House Bill No. 1044. A Bill for an Act to provide for the deposit of trade commission funds in the general fund; and to repeal subsections 1 through 10 of section 51-10-06 and 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 53; nays, 44; absent and not voting, 4; election pending 1.

Those voting in the affirmative were:

Atkinson	Hilleboe	Lodoen	Rundle
Austin	Jacob	Marsden	Schindler
Backlin	Jaeger	Martinson	Scofield
Berg	Jenkins	Metzger	Stoltenow
Bridston	Johnson, K.	Meyer	Stone
Eagles	Kingsbury	Miedema	Streibel
Ganser	Kloubec	Murphy	Strinden
Garnas	Knudson	Nermyr	Thorsgard
Hartl	Kretschmar	Poyzer	Tweten
Hausauer, A.	LaGrave	Rau	Wagner
Hausauer, L.	Larson	Raymond	Watkins
Hendrickson	Lee	Reimers	Winkjer
Hentges	Leibhan	Royse	Mr. Speaker
Herman			

Those voting in the negative were:

Backes	Gackle	Langley	Peterson
Bassingthwaite	Gengler	Laske	Rice
Christensen, H.	Grubb	Laughlin	Rued
Christensen, R.	Gronneberg	Lundene	Solberg
Dick	Gunderson	McGauvran	Timm
Dornacker	Haugland	Matheny	Tinjum
Dotzenrod	Hildebrand	Mertens	Vander Vorst
Erickson	Jacobson	Olin	Weber
Fleming	Johnson, H.	Olson	Welder
Freborg	Kermott	Opedahl	Wilkie
Froeber	Lang	Orange	Winge

Absent and not voting:

Hensrud Hickle Livingston Rivinius

So the bill passed and the title was agreed to.

Rep. Hentges moved that the vote by which House Bill No. 1044

was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

House Bill No. 1094. A Bill for an Act to create and enact a new subsection to section 34-06-01 of the North Dakota Century Code, relating to the definition of wages for the minimum wage law.

Which has been read.

Rep. Herman moved that House Bill No. 1094 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

House Bill No. 1096. A Bill for an Act to create and enact section 34-14-02.1 of the North Dakota Century Code, to require employers to furnish statements of wages.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 61; nays, 36; absent and not voting, 4; election pending 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Raymond
Backes	Hendrickson	Lodoen	Rued
Backlin	Herman	Lundene	Scotfield
Bassingthwaite	Hildebrand	Marsden	Solberg
Bridston	Hilleboe	Martinson	Stone
Christensen, H.	Jacob	Matheny	Strinden
Dick	Jacobson	Mertens	Timm
Eagles	Johnson, H.	Metzger	Tinjum
Erickson	Johnson, K.	Meyer	Tweten
Froeber	Kermott	Olin	Watkins
Garnas	Kloubec	Opedahl	Weber
Gengler	LaGrave	Orange	Wilkie
Grubb	Langley	Peterson	Winge
Gronneberg	Laske	Poyzer	Winkjer
Gunderson	Laughlin	Rau	Mr. Speaker
Haugland			

Those voting in the negative were:

Austin	Hartl	Larson	Royse
Berg	Hausauer, L.	Leibhan	Rundle
Christensen, R.	Hentges	McGauvran	Schindler
Dornacker	Jaeger	Miedema	Stoltenow
Dotzenrod	Jenkins	Murphy	Streibel
Fleming	Kingsbury	Nermyr	Thorsgard
Freborg	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Reimers	Wagner
Ganser	Lang	Rice	Welder

Absent and not voting:

Hensrud	Hickle	Livingston	Rivinius
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So the bill passed and the title was agreed to.

House Bill No. 1106. A Bill for an Act to amend and reenact sections 19-01-01, 19-01-02, 19-01-03, 19-01-04, 19-01-06, 19-01-08, and 19-01-17 of the North Dakota Century Code, relating to the state laboratories commission and providing that the governor and the state laboratories department and its director assume the functions of the 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, 96; nays, 2; absent and not voting, 3; election pending 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Leibhan	Rued
Backlin	Hendrickson	Lodoen	Rundle
Bassingthwaite	Hentges	Lundene	Schindler
Berg	Herman	McGauvran	Scofield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jaeger	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olson	Vander Vorst
Froeber	Kloubec	Opedahl	Wagner
Gackle	Knudson	Orange	Watkins
Ganser	Kretschmar	Peterson	Weber
Garnas	LaGrave	Poyzer	Welder
Gengler	Lang	Rau	Wilkie
Gronneberg	Langley	Raymond	Winge
Gunderson	Larson	Reimers	Winkjer
Hartl	Laske	Rice	Mr. Speaker

Those voting in the negative were:

Grubb

Olin

Absent and not voting:

Hensrud

Hickle

Livingston

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Tom Stallman, and Rep. Stallman was thereupon introduced to the House.

MESSAGE TO THE SENATE

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1039

House Bill No. 1041

House Bill No. 1047

House Bill No. 1055

House Bill No. 1114

House Concurrent Resolution No. 3010

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2006

Senate Bill No. 2011

Senate Bill No. 2053

Senate Bill No. 2065

Senate Bill No. 2087

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Thursday, January 11, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

SEVENTH DAY AFTER RECESS AND EIGHTH DAY

Bismarck, January 11, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

FIRST READING OF HOUSE BILLS

Rep. K. Johnson introduced:

House Bill No. 1228. A Bill for an Act to amend and reenact section 20.1-01-07 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041 as approved by the forty-third legislative assembly, relating to the use of motor vehicles while hunting certain game.

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

Rep K. Johnson introduced:

House Bill No. 1229. A Bill for an Act to amend and reenact section 20.1-03-11 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the issuance of special permits to hunt deer; and to amend and reenact section 20.1-08-04 of the North Dakota Century Code as contained in section 15 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the issuance of big game licenses by lottery.

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

Reps. Hartl, Atkinson, Fleming and Kretschmar introduced:

House Bill No. 1230. A Bill for an Act to amend and reenact section 27-06-02 of the North Dakota Century Code, relating to salary and expenses of court reporter.

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

Reps. Hartl, Atkinson, Fleming and Kretschmar introduced:

House Bill No. 1231. A Bill for an Act to amend and reenact section 27-06-08 of the North Dakota Century Code, relating to fees for transcripts.

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

Reps. LaGrave, Miedema, Orange, Kermott and Kingsbury introduced:

House Bill No. 1232. A Bill for an Act to amend and reenact section 27-05-03.1 and section 27-05-03.2 of the North Dakota Century Code, relating to retirement of supreme court judges and district court judges because of mental or physical disability.

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

Reps. Atkinson and Thorsgard introduced:

House Bill No. 1233. A Bill for an Act to amend and reenact section 35-27-02 of the North Dakota Century Code, relating to mechanic's lien.

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

Reps. Atkinson and Backlin introduced:

House Bill No. 1234. A Bill for an Act to amend and reenact section 39-20-13 of the North Dakota Century Code, relating to the release of the results of examinations of blood specimens by the state toxicologist, and delaring an emergency.

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

Reps. Jacobson, Winkjer, Opedahl and Tinjum introduced:

House Bill No. 1235. A Bill for an Act to amend and reenact section 15-53.1-42 of the North Dakota Century Code, relating to the involuntary dissolution of public school districts located in more than one county, and delaring an emergency.

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

Rep. R. Christensen introduced:

House Bill No. 1236. A Bill for an Act to create and enact a new section to chapter 27-20 of the North Dakota Century Code, relating to court order requirement in disposition and adjudication of a child.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Atkinson, Backlin, Wagner, Miedema and Orange introduced:

House Concurrent Resolution No. 3016. A Concurrent Resolution urging Congress to adopt the metric system for weights and measurements in the United States.

Which was read the first time, and referred to the Committee on State and Federal Government.

Reps. Hartl, Kretschmar, Ganser and Winkjer introduced:

House Concurrent Resolution No. 3017. A Concurrent Resolution for the amendment of section 118 of the Constitution of the State of North Dakota, relating to the fixing of terms of court, and for reenactment thereof to provide for the retirement, discipline, and removal of supreme and district court judges.

Which was read the first time, and referred to the Committee on Judiciary.

Reps. Weber and Winge introduced:

House Concurrent Resolution No. 3018. A Concurrent Resolution expressing support of the public access program administered by the Agricultural Stabilization and Conservation Service of the United States Department of Agriculture.

Which was read the first time, and referred to the Committee on Agriculture.

FIRST READING OF SENATE BILLS

Senate Bill No. 2006. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2011. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2053. A Bill for an Act providing for dairy commissioner, city health department, and district health unit cooperation in the inspection of milk producers.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2065. A Bill for an Act to amend and reenact subsection 5 of section 47-26-01 and section 47-26-05 of the North Dakota Century Code, relating to the definition and maintenance of legal fences; and providing a penalty.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2087. A Bill for an Act to amend and reenact section 54-52.1-06 of the North Dakota Century Code, relating to the uniform group insurance program and disposition of refunds, rebates and dividends.

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

MOTION

Rep. Hildebrand moved that House Bill No. 1133 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep Hildebrand requested permission to withdraw House Bill No. 1133. There being no objection, it was so ordered by Speaker Bunker.

Rep. Streibel moved that the following communication received from the North Dakota Public Service Commission be printed in the Journal, which motion prevailed.

"TO: FORTY-THIRD LEGISLATIVE ASSEMBLY OF NORTH DAKOTA.

"Pursuant to House Bill No. 1205 enacted by the Legislative Assembly March 27, 1971, the Public Service Commission of the State of North Dakota has conducted a study considering 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 following is the report of the Public Service Commission containing its findings and recommendations to the Forty-third Legislative Assembly.

"Pursuant to the mandate of the legislature, the North Dakota Public Service Commission through its President, Richard A. Elkin, convened a committee of representative members of the industry, the Public Service Commission, and the legislators directly concerned with the problem and commenced a continuing study.

"The first meeting was held July 12, 1971, in the State Capitol and discussion was had as to the procedure being used by the various carriers operating in North Dakota. The committee then determined the scope of the study and defined the problem area. It was the unanimous decision of the committee to restrict the study to less than carload lot shipments.

"The next meeting was held September 27, 1971, to which claims people from various companies including the railroad were invited. Carl Boustad of the transportation committee was invited along with other members of his committee. A representative group attended this meeting and it was decided to conduct a survey of business men in the state.

"A meeting was held May 15, 1972 at 10:00 a.m. in Commissioner Elkin's office in the State Capitol Building at which time representatives of the North Dakota Wholesalers, North Dakota Retailers,

and others were present. C. W. Burgess, Director of Motor Carriers of the North Dakota Public Service Commission, reported on a survey that had been conducted by the Public Service Commission of business men in the state. This survey was conducted during the month of November, 1971, in which a number of merchants in North Dakota were visited to ascertain whether or not the problem in the settlement of loss and damage claims resulting from the hauling of motor freight was a serious problem. The survey revealed that 91.4% of all claims registered for loss and damage was for freight transported in interstate commerce.

"Mr. Elmer Klipstein reported on a survey that had been conducted by the North Dakota Wholesalers and Manufacturers Association. Mr. Ed Bashus also gave a report of the survey made of the members of the North Dakota Retail Association. Mr. I. E. Solberg gave a report on the types of loss and damage claims being filed with carriers. He also reported on reasons why loss and damage claims are not always settled promptly. After a discussion of the general problem, the group decided that consideration should be given to possibly adopting rules for carriers to follow in handling loss and damage claims.

"In the interim and during the time with which we are concerned, the Interstate Commerce Commission initiated Ex Parte No. 263 which was an investigation into the rules of practice of motor carriers in interstate commerce and specifically the problems with respect to the processing of loss and damage claims. These proceedings conducted by the Interstate Commerce Commission were lengthy and commenced in the latter part of 1969 and early spring of 1970. The North Dakota Public Service Commission prepared and filed an initial statement on behalf of the Public Service Commission of the State of North Dakota in Ex Parte No. 263 in which we set forth the nature and extent of the problem in North Dakota.

"In the same interim period, several states have adopted rules and regulations with respect to loss and damage claims in their respective jurisdictions.

"As a result of the hearings conducted by the Interstate Commerce Commission, Part 1005 of the Interstate Commerce Act entitled 'Principles and Practices for the Investigation and Voluntary Disposition of Loss and Damage Claims and Processing Salvage', was adopted. These rules became effective April 20, 1972. These rules have been closely studied by the Public Service Commission and it was the recommendation of the Public Service Commission to all members of the committee on loss and damage claims to meet once again to determine the course of action. An agenda was selected and notice was given October 4, 1972 to the committee including a recommendation of the Public Service Commission with respect to the handling of the subject of loss and damage claims. Pursuant to the notice a meeting was held on October 4, 1972 at 1:30 p.m. in the Gold Room of the State Capitol Building for the purpose of adopting a recommendation.

"It was the unanimous decision of the committee that the North Dakota Public Service Commission proceed with the promulgation and adoption of rules of practice for the disposition of loss and damage claims to be submitted for approval to the Attorney General and adoption as required by the Administrative Practice Act. It was likewise the recommendation of the Committee that the report herewith enclosed be submitted to the North Dakota Legislative Assembly at its Forty-third Session for consideration and constituting the findings and recommendations of the Public Service Commission with respect to the problem.

"Pursuant to committee recommendations, the North Dakota Public Service Commission proceeded to prepare loss and damage claim rules and regulations patterned after the rules then in effect in interstate commerce. On November 21, 1972, the rules were submitted to the Attorney General for an opinion as to legality. Under date

of November 29, 1972, the Attorney General issued his opinion approving the legality and advised that when such rules and regulations had been duly promulgated, adopted, filed and mailed in accordance with the provisions of Section 28-32-03, they would be valid and binding rules and regulations of the Public Service Commission having the force and effect of law. Under date of December 8, 1972, the rules were adopted on the minutes of the North Dakota Public Service Commission. The rules are presently being printed and will be filed and mailed in accordance with the provisions of Section 28-32-03 of the North Dakota Century Code.

"For your information, a copy of the rules as adopted is attached.

North Dakota Public Service Commission
Richard A. Elkin
Ex Officio Chairman"

PRINCIPLES AND PRACTICES

FOR THE INVESTIGATION AND VOLUNTARY DISPOSITION OF LOSS AND DAMAGE CLAIMS AND PROCESSING SALVAGE.

"R-8-07-1: APPLICABILITY OF REGULATIONS. The regulations set forth in this part shall govern the processing of claims for loss, damage, injury, or delay to property transported or accepted for transportation in intrastate commerce by each railroad, express company, motor carrier, water carrier and freight forwarder (hereinafter called carrier), subject to the Public Service Commission of the State of North Dakota.

R-8-07-2: FILING OF CLAIMS.

"(a) CLAIMS IN WRITING REQUIRED: A claim for loss or damage to baggage or for loss, damage, injury, or delay to cargo, shall not be voluntarily paid by a carrier unless filed in writing, as provided in paragraph (b) of this section, with the receiving or delivering carrier, or carrier issuing the bill of lading, receipt, ticket, or baggage check, or carrier on whose line the alleged loss, damage, injury, or delay occurred, within the specified time limits applicable thereto and as otherwise may be required by law, the terms of the bill of lading or other contract of carriage, and all tariff provisions applicable thereto.

"(b) MINIMUM FILING REQUIREMENTS. A communication in writing from a claimant, filed with a proper carrier within the time limits specified in the bill of lading or contract of carriage or transportation, and (1) containing facts sufficient to identify the baggage or shipment (or shipments) of property involved, (2) asserting liability for alleged loss, damage, injury, or delay, and (3) making claim for the payment of a specified or determinable amount of money, shall be considered as sufficient compliance with the provisions for filing claims embraced in the bill of lading or other contract of carriage.

"(c) DOCUMENTS NOT CONSTITUTING CLAIMS. Bad order reports, appraisal reports of damage, notations of shortage or damage, or both, on freight bills, delivery receipts, or other documents, or inspection reports issued by carriers or their inspection agencies, whether the extent of loss or damage is indicated in dollars and cents or otherwise, shall, standing alone, not be considered by carriers as sufficient to comply with the minimum claim filing requirements specified in paragraph (b) of this section.

"(d) CLAIMS FILED FOR UNCERTAIN AMOUNTS. Whenever a claim is presented against a proper carrier for an uncertain amount, such as '\$100 more or less', the carrier against whom such claim is filed shall determine the condition of the baggage or shipment involved at the time of delivery by it, if it was delivered, and shall ascertain as nearly as possible the extent, if any, of the loss or damage for which it may be responsible. It shall not, however, voluntarily pay a claim under such circumstances unless and until a formal

claim in writing for a specified or determinable amount of money shall have been filed in accordance with the provisions of paragraph (b) of this section.

“(e) **OTHER CLAIMS.** If investigation of a claim develops that one or more other carriers has been presented with a similar claim on the same shipment, the carrier investigating such claim shall communicate with each such other carrier and, prior to any agreement entered into between or among them as to the proper disposition of such claim or claims, shall notify all claimants of the receipt of conflicting or overlapping claims and shall require further substantiation, on the part of each claimant of his title to the property involved or his right with respect to such claim.

“**R-8-07-3: ACKNOWLEDGEMENT OF CLAIMS.**

“(a) Each carrier shall, upon receipt in writing of a proper claim in the manner and form described in these regulations, acknowledge the receipt of such claim in writing to the claimant within 30 days after the date of its receipt by the carrier unless the carrier shall have paid or declined such claim in writing within 30 days of the receipt thereof. The carrier shall indicate in its acknowledgement to the claimant what, if any, additional documentary evidence or other pertinent information may be required by it further to process the claim as its preliminary examination of the claim, as filed, may have revealed.

“(b) The carrier shall at the time each claim is received create a separate file and assign thereto a successive claim file number and note that number on all documents filed in support of the claim and all records and correspondence with respect to the claim, including the written acknowledgement of receipt and, if in its possession, the shipping order and delivery receipt, if any, covering the shipment involved. At the time such claim is received the carrier shall cause the date of receipt to be recorded on the face of the claim document, and the date of receipt shall also appear in the carrier's written acknowledgement of receipt to the claimant.

“**R-8-07-4: INVESTIGATION OF CLAIMS.**

“(a) **PROMPT INVESTIGATION REQUIRED.** Each claim filed against a carrier in the manner prescribed herein shall be promptly and thoroughly investigated if investigation has not already been made prior to receipt of the claim.

“(b) **SUPPORTING DOCUMENTS.** When a necessary part of an investigation, each claim shall be supported by the original bill of lading, evidence of the freight charges, if any, and either the original invoice, a photographic copy of the original invoice or an exact copy thereof, or an extract made therefrom certified by the claimant to be true and correct with respect to the property and value involved in the claim; or certification of prices or values, with trade or other discounts, allowance, or deductions of any nature whatsoever and the terms thereof, or depreciation reflected thereon; **PROVIDED HOWEVER,** That where the property involved in a claim has not been invoiced to the consignee shown on the bill of lading or where an invoice does not show price or value, or where the property involved has not been sold, or where the property has been transferred at bookkeeping values only, the carrier shall, before voluntarily paying a claim thereon, require the claimant to establish the destination value in the quantity, shipped transported, or involved and to certify the correctness thereof in writing.

“(c) **VERIFICATION OF LOSS.** A prerequisite to the voluntary payment by a carrier of a claim for loss of an entire package or an entire shipment shall be the securing by it of a certified statement in writing from the consignee of the shipment involved that the property for which the claim is filed has not been received from any other source.

"R-8-07-5: DISPOSITION OF CLAIMS.

"Each carrier subject to the Public Service Commission which receives a written claim for loss or damage to baggage or for loss, damage, injury, or delay to property transported shall pay, decline, or make a firm compromise settlement offer in writing to the claimant within 120 days after receipt of the claim by the carrier; PROVIDED HOWEVER, That, if the claim cannot be processed and disposed of within 120 days after the receipt thereof, the carrier shall at that time and at the expiration of each succeeding 60-day period while the claim remains pending, advise the claimant in writing of the status of the claim and the reason for the delay in making final disposition thereof and it shall retain a copy of such advise to the claimant in its claim file thereon.

"R-8-07-6. PROCESSING OF SALVAGE.

"(a) Whenever baggage or material, goods, or other property transported by a carrier subject to the provisions herein contained is damaged or alleged to be damaged and is, as a consequence thereof, not delivered or is rejected or refused upon tender thereof to the owner, consignee, or person entitled to receive such property, the carrier, after giving due notice, whenever practicable to do so, to the owner and other parties that may have an interest therein, and unless advised to the contrary after giving such notice, shall undertake to sell or dispose of such property directly or by the employment of a competent salvage agent. The carrier shall only dispose of the property in a manner that will fairly and equally protect the best interest of all persons having an interest therein. The carrier shall make an itemized record sufficient to identify the property involved so as to be able to correlate it to the shipment or transportation involved, and claim, if any, filed thereon. The carrier also shall assign to each lot of such property a successive lot number and note that lot number on its record of shipment and claim, if any claim is filed thereon.

"(b) Whenever disposition of salvage material or goods shall be made directly to an agent or employee of a carrier or through a salvage agent or company in which the carrier or one or more of its directors, officers, or managers has any interest financial or otherwise, that carrier's salvage records shall fully reflect the particulars of each such transaction or relationship, or both, as the case may be.

"(c) Upon receipt of a claim on a shipment on which salvage has been processed in the manner hereinbefore prescribed, the carrier shall record in its claim file thereon the lot number assigned, the amount of money recovered, if any, from the disposition of such property, and the date of transmittal of such money to the person or persons lawfully entitled to receive the same.

MOTION

Rep. Marsden moved that the House reconsider its action by which House Bill No. 1044 was passed, which motion prevailed on a division vote.

SECOND READING OF A HOUSE BILL

House Bill No. 1044. A Bill for an Act to provide for the deposit of trade commission funds in the general fund; and to repeal subsections 1 through 10 of section 51-10-06 and 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 58; absent and not voting, 1; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hentges	LaGrave	Reimers
Berg	Herman	Larson	Royse
Bridston	Hilleboe	Lee	Rundle
Eagles	Jacob	Lodoen	Scotfield
Freborg	Jaeger	Martinson	Stoltenow
Gackle	Jenkins	Nermyr	Streibel
Ganser	Johnson, K.	Olson	Strinden
Garnas	Kingsbury	Poyzer	Watkins
Hartl	Kloubec	Rau	Winkjer
Hausauer, L.	Knudson	Raymond	Mr. Speaker
Hendrickson	Kretschmar		

Those voting in the negative were:

Austin	Gunderson	McGauvran	Rued
Backes	Haugland	Marsden	Schindler
Backlin	Hausauer, A.	Matheny	Solberg
Bassingthwaite	Hickle	Mertens	Stone
Christensen, H.	Hildebrand	Metzger	Thorsgard
Christensen, R.	Jacobson	Meyer	Timm
Dick	Johnson, H.	Miedema	Tinjum
Dornacker	Kermott	Murphy	Tweten
Dotzenrod	Lang	Olin	Vander Vorst
Erickson	Langley	Opedahl	Wagner
Fleming	Laske	Orange	Weber
Froeber	Laughlin	Peterson	Welder
Gengler	Leibhan	Rice	Wilkie
Grubb	Livingston	Rivinius	Winge
Gronneberg	Lundene		

Absent and not voting:

Hensrud

So the bill lost.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The majority of your Committee on Political Subdivisions to whom was referred House Bill No. 1021 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Lang
Rep. Hildebrand
Rep. Austin
Rep. Kermott
Rep. Kloubec
Rep. Lodoen
Rep. Stone

REP. LANG, Chairman

Rep. Kloubec moved that the report be adopted.

Mr. Speaker: The minority of your Committee on Political Subdivisions to whom was referred House Bill No. 1021 has had the same under consideration and recommends that the same do pass.

Rep. Hausauer
Rep. Jacobson
Rep. Meyer
Rep. Royse
Rep. Rundle
Rep. Tinjum

REP. LANG, Chairman

Rep. Rundle moved that the report of the Minority be substituted for that of the Majority, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1082 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Kloubec 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. 1115 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Vander Vorst 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. 1128 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny 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. 1145 has had the same under consideration and returns this bill without recommendation, and that it be re-referred to the Appropriations Committee.

REP. HILLEBOE, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. A. Hausauer has moved that the amendments to House Bill No. 1095 as recommended by the Committee on Veterans Affairs as printed on page 136 of the House Journal be adopted, which motion prevailed.

Rep. Metzger has moved that the amendments to House Bill No. 1097 as recommended by the Committee on Industry, Business and Labor as printed on page 136 of the House Journal be adopted, which motion prevailed.

Rep. Laske has moved that the amendments to House Bill No. 1119 as recommended by the Committee on Industry, Business and Labor as printed on page 136 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer has moved that the amendments to House Concurrent Resolution No. 3006 as recommended by the Committee on Judiciary as printed on page 137 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. 1020 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

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

House Bill No. 1020 was indefinitely postponed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1086 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

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

House Bill No. 1086 was indefinitely postponed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1087 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

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

House Bill No. 1087 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

EIGHTH DAY

Bismarck, January 11, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. Robert Lynne, Pastor, Good Shepherd Lutheran Church, Bismarck.

Roll was called, and with one election pending, all members were present except Rep. Hensrud.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 finds the same to be correct.

REP. GUNDERSON, Chairman

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

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1048 has had the same under consideration and recommends that the same be re-referred to the Committee on State and Federal Government.

REP. REIMERS, Chairman

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

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1019

House Bill No. 1023

House Bill No. 1052

House Bill No. 1085

House Bill No. 1102

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1019. A Bill for an Act relating to governmental biennial reports; to amend and reenact sections 2-05-04, 4-05-10, 4-06-04, 4-13-09, 4-27-11, 6-01-10, 7-05-03, 15-02-08, 15-11-14, 15-20-1-21, 15-21-14, 15-52-28, 18-01-29, subsection 3 of section 20.1-02-04, sections 23-01-06, 24-02-10, subsection 7 of section 26-01-02, sections 26-23-21, 27-15-08, 34-06-20, 36-01-11, subsection 5 of section 37-03-05, sections 37-14-09, 37-15-19, 43-01-06, 43-02-06, 43-04-19, 43-09-05, 43-10-08, 43-13-09, 43-15-12, 43-17-12, 43-23-02, 43-28-09, 47-23-07, 49-01-13, 50-06-13, 52-02-03, 52-10-09, 53-01-08, 54-06-03, 54-06-04, subsection 12 of section 54-11-01, sections 54-12-05, 54-17-06, 54-21-09, 54-21-10, 54-36-06, 54-42-05, subsections 15 and 16 of section 54-44-04, sections 54-46-11, 54-49-08, subsection 9 of section 57-01-02, sections 61-03-04, and 65-02-09 of the North Dakota Century Code, relating to biennial

reports of executive and administrative agencies and departments, the time when such reports shall be made, and the contents, printing, and binding of such reports; and to repeal section 44-04-08 of the North Dakota Century Code, relating to the reporting of salaries in biennial reports.

Which has been read.

Rep. Streibel moved that the rules be suspended, and the House dispense with the reading of the title to House Bill No. 1019, 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, 96; nays, 0; absent and not voting, 5; election pending, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rivinius
Austin	Hausauer, A.	Laughlin	Royse
Backes	Hausauer, L.	Lee	Rued
Backlin	Hendrickson	Leibhan	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scotfield
Bridston	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Ganser	Kloubec	Opedahl	Watkins
Garnas	Knudson	Orange	Weber
Gengler	Kretschmar	Poyzer	Welder
Grubb	LaGrave	Rau	Wilkie
Gronneberg	Lang	Raymond	Winge
Gunderson	Langley	Reimers	Winkjer
Hartl	Larson	Rice	Mr. Speaker

Absent and not voting:

Gackle	Livingston	Miedema	Peterson
Hensrud			

So the Bill passed and the title was agreed to.

House Bill No. 1023. A Bill for an Act to amend and reenact section 38-09-15 of the North Dakota Century Code, relating to the notice of the leasing of certain state mineral rights.

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, 12; absent and not voting, 3; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Royse
Austin	Hentges	Lodoen	Rued
Backes	Herman	Lundene	Schindler
Backlin	Hildebrand	Marsden	Scotfield
Bassingthwaite	Hilleboe	Martinson	Solberg
Berg	Jacob	Matheny	Stoltenow
Bridston	Jacobson	Mertens	Streibel
Christensen, H.	Jenkins	Metzger	Strinden
Christensen, R.	Johnson, H.	Meyer	Thorsgard
Dick	Johnson, K.	Murphy	Timm

Dornacker	Kermott	Nermyr	Tinjum
Dotzenrod	Kingsbury	Olin	Tweten
Eagles	Kloubec	Olson	Vander Vorst
Erickson	Knudson	Opedahl	Wagner
Fleming	Kretschmar	Orange	Watkins
Freborg	LaGrave	Peterson	Weber
Froeber	Lang	Poyzer	Welder
Ganser	Langley	Raymond	Wilkie
Garnas	Larson	Reimers	Winge
Gronneberg	Laske	Rice	Winkjer
Gunderson	Laughlin	Rivinius	Mr. Speaker
Hartl	Lee		

Those voting in the negative were:

Gackle	Haugland	Jaeger	Rau
Gengler	Hendrickson	Livingston	Rundle
Grubb	Hickle	McGauvran	Stone

Absent and not voting:

Hausauer, L. Hensrud Miedema

So the bill passed and the title was agreed to.

Speaker Bunker called Rep. Peterson to the chair to preside.

House Bill No. 1046. A Bill for an Act to create and enact section 37-15-14.1 of the North Dakota Century Code relating to charging a membership contribution at the soldiers' home, to creation of a special fund consisting of membership contribution receipts, and stating the purposes of that fund; and to amend and reenact section 21-10-06 of the North Dakota Century Code, relating to the funds invested by the state investment 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, 96; nays, 0; absent and not voting, 5; election pending, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Leibhan	Royse
Bassingthwaite	Hendrickson	Livingston	Rued
Berg	Hentges	Lodoen	Rundle
Bridston	Herman	Lundene	Schindler
Christensen, H.	Hickle	McGauvran	Scotfield
Christensen, R.	Hildebrand	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Murphy	Timm
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kingsbury	Olin	Tweten
Gackle	Kloubec	Olson	Vander Vorst
Ganser	Knudson	Opedahl	Wagner
Garnas	Kretschmar	Orange	Watkins
Gengler	LaGrave	Peterson	Weber
Grubb	Lang	Poyzer	Welder
Gronneberg	Langley	Rau	Wilkie
Gunderson	Larson	Raymond	Winge
Hartl	Laske	Reimers	Winkjer

Absent and not voting:

Backes Hilleboe Miedema Mr. Speaker

So the bill passed and the title was agreed to.

Speaker Bunker returned to the chair to preside.

House Bill No. 1052. A Bill for an Act to reallocate the grant lands and assets of the Ellendale fund and to direct the deposit of the remainder of the Ellendale branch fire proceeds in the state's general 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, 95; nays, 2; absent and not voting, 4; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Royse
Austin	Hendrickson	Livingston	Rued
Backes	Hentges	Lodoen	Rundle
Backlin	Herman	Lundene	Schindler
Bassingthwaite	Hickle	McGauvran	Scofield
Berg	Hildebrand	Marsden	Solberg
Bridston	Hilleboe	Martinson	Stoltenow
Christensen, H.	Jacob	Matheny	Stone
Christensen, R.	Jaeger	Mertens	Streibel
Dick	Jenkins	Metzger	Strinden
Dornacker	Johnson, H.	Meyer	Thorsgard
Dotzenrod	Johnson, K.	Murphy	Timm
Eagles	Kermott	Nermyr	Tinjum
Erickson	Kingsbury	Olin	Tweten
Fleming	Kloubec	Olson	Vander Vorst
Freborg	Knudson	Opedahl	Wagner
Froeber	Kretschmar	Orange	Watkins
Ganser	LaGrave	Peterson	Weber
Garnas	Lang	Poyzer	Welder
Grubb	Langley	Rau	Wilkie
Gronneberg	Larson	Raymond	Winge
Gunderson	Laske	Reimers	Winkjer
Haugland	Laughlin	Rice	Mr. Speaker
Hausauer, A.	Lee	Rivinius	

Those voting in the negative were:

Gackle Gengler

Absent and not voting:

Hartl Hensrud Jacobson Miedema

So the bill passed and the title was agreed to.

House Bill No. 1059. A Bill for an Act to amend and reenact subsection 10 of section 1-03-01 of the North Dakota Century Code, relating to Veterans Day.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 2; election pending, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Leibhan	Rued
Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Metzger	Thorsgard

Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Grubb	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker
Hartl	Laske	Rice	

Absent and not voting:

Hensrud, Miedema

So the bill passed and the title was agreed to.

House Bill No. 1085. A Bill for an Act to amend and reenact sections 54-46.1-01 and 54-46.1-05 of the North Dakota Century Code, relating to central microfilming of records of county and state institutions.

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, 7; election pending, 1.

Those voting in the affirmative were:

Atkinson	Gunderson	Laske	Rice
Austin	Hartl	Laughlin	Royse
Backes	Haugland	Lee	Rued
Backlin	Hausauer, A.	Leibhan	Schindler
Bassingthwaite	Hausauer, L.	Livingston	Scofield
Berg	Hendrickson	Lodoen	Stoltenow
Bridston	Hentges	Lundene	Stone
Christensen, H.	Herman	McGauvran	Streibel
Christensen, R.	Hildebrand	Marsden	Strinden
Dick	Hilleboe	Martinson	Thorsgard
Dornacker	Jacob	Matheny	Timm
Dotzenrod	Jacobson	Mertens	Tinjum
Eagles	Jenkins	Meyer	Vander Vorst
Erickson	Johnson, H.	Murphy	Wagner
Fleming	Johnson, K.	Nermyr	Watkins
Froeber	Kermott	Olson	Weber
Gackle	Kloubec	Opedahl	Welder
Ganser	Knudson	Orange	Wilkie
Garnas	Kretschmar	Peterson	Winge
Gengler	LaGrave	Poyzer	Winkjer
Grubb	Langley	Rau	Mr. Speaker
Gronneberg	Larson	Reimers	

Those voting in the negative were:

Freborg	Jaeger	Metzger	Tweten
Hickle	Lang	Rundle	

Absent and not voting:

Hensrud	Miedema	Raymond	Solberg
Kingsbury	Olin	Rivinius	

So the bill passed and the title was agreed to.

House Bill No. 1102. A Bill for an Act to amend and reenact section 58-05-02 of the North Dakota Century Code, relating to townships abolishing the post of township assessor or contracting with a county or any other political subdivision or individual for the assessment duties.

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, 1; absent and not voting, 6; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Reimers
Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Royce
Backlin	Hausauer, L.	Leibhan	Rued
Bassingthwaite	Hendrickson	Livingston	Schindler
Berg	Hentges	Lodoen	Scofield
Bridston	Herman	Lundene	Stoltenow
Christensen, H.	Hickle	McGauvran	Stone
Christensen, R.	Hildebrand	Marsden	Streibel
Dick	Hilleboe	Martinson	Strinden
Dornacker	Jacob	Matheny	Thorsgard
Dotzenrod	Jacobson	Mertens	Timm
Eagles	Jaeger	Metzger	Tinjum
Erickson	Jenkins	Meyer	Twetén
Fleming	Johnson, H.	Nermyr	Vander Vorst
Freborg	Johnson, K.	Olin	Wagner
Froeber	Kermott	Olson	Watkins
Gackle	Kloubec	Opedahl	Weber
Ganser	Knudson	Orange	Weider
Garnas	Kretschmar	Peterson	Wilkie
Gengler	LaGrave	Poyzer	Winge
Grubb	Lang	Rau	Winkjer
Gronneberg	Langley	Raymond	Mr. Speaker
Gunderson	Larson		

Those voting in the negative were:

Rundle

Absent and not voting:

Hensrud	Miedema	Rivinius	Solberg
Kingsbury	Murphy		

So the bill passed and the title was agreed to.

House Bill No. 1110. A Bill for an Act to amend and reenact section 65-05-19 of the North Dakota Century Code, providing for nondependency payments to dependent and nondependent children.

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, 6; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Laughlin	Royce
Backes	Hausauer, A.	Lee	Rued
Backlin	Hausauer, L.	Leibhan	Rundle
Bassingthwaite	Hendrickson	Livingston	Schindler
Berg	Hentges	Lodoen	Scofield
Bridston	Herman	Lundene	Stoltenow
Christensen, H.	Hickle	McGauvran	Stone
Christensen, R.	Hildebrand	Marsden	Streibel
Dick	Hilleboe	Martinson	Strinden
Dornacker	Jacob	Matheny	Thorsgard
Dotzenrod	Jacobson	Mertens	Timm
Eagles	Jaeger	Metzger	Tinjum
Erickson	Jenkins	Meyer	Twetén
Fleming	Johnson, H.	Murphy	Vander Vorst
Freborg	Johnson, K.	Nermyr	Wagner

Froeber	Kermott	Olin	Watkins
Gackle	Kloubec	Olson	Weber
Ganser	Knudson	Opedahl	Welder
Garnas	Kretschmar	Orange	Wilkie
Gengler	LaGrave	Poyzer	Winge
Grubb	Lang	Rau	Winkjer
Gronneberg	Langley	Raymond	Mr. Speaker
Gunderson	Larson	Reimers	

Absent and not voting:

Hensrud	Miedema	Rivinius	Solberg
Kingsbury	Peterson		

So the bill passed and the title was agreed to.

House Bill No. 1111. A Bill for an Act to amend and reenact section 65-05-27 of the North Dakota Century Code, relating to an increased amount that the bureau may pay without probate proceedings.

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, 6; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scotfield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dotzenrod	Jacobson	Mertens	Streibel
Eagles	Jaeger	Metzger	Strinden
Erickson	Jenkins	Meyer	Timm
Fleming	Johnson, H.	Murphy	Tinjum
Freborg	Johnson, K.	Nermyr	Tweten
Froeber	Kermott	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Grubb	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland	Laughlin	Rice	
Absent and not voting:			
Berg	Hensrud	Miedema	Thorsgard
Dornacker	Kingsbury		

So the bill passed and the title was agreed to.

House Bill No. 1116. A Bill for an Act to amend and reenact section 57-38-56 of the North Dakota Century Code, relating to the powers of the tax commissioner.

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, 35; absent and not voting, 1; election pending, 1.

Those voting in the affirmative were:

Atkinson	Gunderson	Laughlin	Rice
Austin	Hartl	Lee	Royse

Backes	Haugland	Leibhan	Scofield
Backlin	Hausauer, L.	Livingston	Solberg
Bassingthwaite	Hendrickson	Lundene	Stone
Dick	Herman	McGauvran	Streibel
Dornacker	Hildebrand	Matheny	Strinden
Dotzenrod	Jacob	Mertens	Thorsgard
Eagles	Jacobson	Murphy	Tinjum
Erickson	Johnson, H.	Olin	Vander Vorst
Fleming	Johnson, K.	Opedahl	Watkins
Freborg	Kermott	Orange	Weber
Froeber	Knudson	Peterson	Wilkie
Gackle	Kretschmar	Poyzer	Winge
Garnas	LaGrave	Rau	Winkjer
Gengler	Langley	Raymond	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Berg	Hilleboe	Marsden	Rued
Bridston	Jaeger	Martinson	Rundle
Christensen, H.	Jenkins	Metzger	Schindler
Christensen, R.	Kingsbury	Meyer	Stoltenow
Ganser	Kloubec	Miedema	Timm
Grubb	Lang	Nermyr	Tweten
Hausauer, A.	Larson	Olson	Wagner
Hentges	Laske	Reimers	Welder
Hickle	Lodoen	Rivinius	

Absent and not voting:

Hensrud

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3008. A Concurrent Resolution urging that the United States Congress change Veterans Day back to November 11.

Was read the second time.

Rep. Hilleboe moved that the following remarks of Rep. Rundle be printed in the Journal in response to a question as to whether or not this Resolution would create another holiday for state employees, which motion prevailed:

Rep. Rundle: "Mr. Speaker, Rep. Hilleboe:

"I don't know."

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 BILL

Senate Bill No. 2041. A Bill for an Act to amend and reenact section 54-07-01.2 of the North Dakota Century Code, relating to the governor's power to appoint a majority of the members of certain boards and commissions upon commencing his term.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 0; absent and not voting, 1; election pending, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield

Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Grubb	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker

Absent and not voting:
Hensrud

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on

House Bill No. 1034
House Bill No. 1035
House Bill No. 1037
House Bill No. 1096
House Bill No. 1106

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2032
Senate Bill No. 2102
Senate Bill No. 2103
Senate Bill No. 2104
Senate Concurrent Resolution No. 4002

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 12:45 p.m., Friday, January 12, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

EIGHTH DAY AFTER RECESS AND NINTH DAY

Bismarck, January 12, 1973

The House reconvened at 12:45 p.m., pursuant to recess taken, with Speaker Bunker presiding.

ANNOUNCEMENT

Rep. Streibel announced that Reps. Wagner and Dotzenrod were away on official Legislative business in Sioux Falls, South Dakota, investigating prison facilities in that city.

FIRST READING OF HOUSE BILLS

Rep. Hartl introduced:

House Bill No. 1237. A Bill for an Act to amend and reenact section 5-02-03 of the North Dakota Century Code, relating to local alcoholic beverage license fees.
Industry, Business and Labor.

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

Rep. Rued introduced:

House Bill No. 1238. A Bill for an Act relating to unauthorized insurance, classifying transactions constituting doing an insurance business, subjecting those insurers and their agents to the jurisdiction and regulation of the commissioner of insurance, providing for the issuance of process and jurisdiction of court proceedings, providing for reciprocal enforcement, and defining violations and providing a penalty.

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

Reps. LaGrave, Herman, Backes, Strinden and Weber introduced:

House Bill No. 1239. A Bill for an Act to amend and reenact section 21-10-06, section 27-17-01, subsection 1 of section 27-17-02, subsection 2 of section 27-17-02, section 27-17-03, and section 27-17-05 of the North Dakota Century Code, relating to retirement of supreme court judges and district court judges; retention of assessments from judges' salaries; providing for interest on and investment of the judicial retirement fund; duties of retired judges; and providing for contribution by the state.

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

Reps. Reimers and Poyzer introduced:

House Bill No. 1240. A Bill for an Act to create and enact a new section to chapter 49-14 of the North Dakota Century Code, providing penalties for the failure of railroads to furnish cars for grain loading.

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

Reps. Thorsgard, Kingsbury and Weber introduced:

House Bill No. 1241. A Bill for an Act to create and enact sections 24-05-21 and 24-05-22 of the North Dakota Century Code, providing for the sufficient grading of the inslope of all roads and approaches which intersect with county and township roads and exceptions to the requirement.

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

Reps. Dornacker, Weber, K. Johnson, A. Hausauer and Laughlin introduced:

House Bill No. 1242. 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.

Was read the first time and referred to the committee on Joint Committee on Reapportionment.

Rep. Dornacker introduced:

House Bill No. 1243. A Bill for an Act to amend and reenact section 57-50-03 of the North Dakota Century Code, relating to claims for motor vehicle fuel tax refunds and providing penalties for late filing.

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

Reps. Larson, Leibhan and Erickson introduced:

House Bill No. 1244. A Bill for an Act to create and enact section 15-53.1-05.1 of the North Dakota Century Code, relating to school district boundary changes.

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

Rep. Weber introduced:

House Bill No. 1245. A Bill for an Act to amend and reenact subsection 3 of section 11-10-10 of the North Dakota Century Code, relating to the salary and expenses of county commissioners.

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

Rep. Winkjer introduced:

House Bill No. 1246. A Bill for an Act to amend and reenact section 20.1-01-03 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to any action for damages for destruction of game.

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

Rep. Winkjer introduced:

House Bill No. 1247. A Bill for an Act to amend and reenact section 61-28-08 of the North Dakota Century Code, relating to any action for damages for pollution of surface waters.

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

Rep. Winkjer introduced:

House Bill No. 1248. A Bill for an Act to abolish the doctrine of governmental immunity in North Dakota and to amend and reenact sections 2-02-01, 2-02-09, 39-01-08, and 40-43-07 of the North Dakota Century Code, relating to governmental immunity and insurance concerning airports, motor vehicles, and general liability.

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

Rep. Winkjer introduced:

House Bill No. 1249. A Bill for an Act to create and enact section 9-10-07 of the North Dakota Century Code, relating to liability for wrongdoing and diminished damages; and to repeal section 9-10-06 of the North Dakota Century Code, relating to liability for willful acts and negligence.

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

Rep. Winkjer introduced:

House Bill No. 1250. A Bill for an Act relating to the rights of parties under oil and gas leases and remedies available to such parties, and to provide for a presumption of drainage of oil or gas under certain circumstances.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Winkjer introduced:

House Concurrent Resolution No. 3019. A concurrent resolution urging the merger of library facilities in certain cities and counties.

Which was read the first time, and referred to the committee on Political Subdivisions.

Rep. Winkjer introduced:

House Concurrent Resolution No. 3020. A concurrent resolution to create a new Article IV of the Constitution of the state of North Dakota, relating to the judicial branch of government; the jurisdiction of the supreme, district, and other courts; the creation of judicial districts; the procedure for the selection, disapproval, removal, and retirement of justices and judges; authorizing tribunals of conciliation; and to repeal Article IV, consisting of sections 85 through 120, of the Constitution of the state of North Dakota, relating to the jurisdiction of the supreme, district, county, and municipal courts; the time of holding sessions; the location of judicial districts; and to other judicial matters.

Which was read the first time, and referred to the committee on Judiciary.

FIRST READING OF SENATE BILLS

Senate Bill No. 2032. A Bill for an Act to provide for administration of the assets of the North Dakota rural rehabilitation corporation if these assets are released to the state of North Dakota by an Act of Congress of the United States.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2102. A Bill for an Act to amend and reenact section 65-05-26 of the North Dakota Century Code to provide an increase in burial expenses.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2103. A Bill for an Act to amend and reenact section 65-04-15 of the North Dakota Century Code to include the Secretary of State.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2104. A Bill for an Act to amend and reenact sections 65-05-12 and 65-05-13 of the North Dakota Century Code, providing for weekly compensation in the amount of forty dollars.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Concurrent Resolution No. 4002. A Concurrent Resolution requesting the Congress of the United States to unconditionally release to the State of North Dakota, free of any trust agreement, the assets of the North Dakota Rural Rehabilitation Corporation.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

MOTIONS

Rep. Atkinson moved that House Bill No. 1049 be returned to the House from the Committee on Judiciary, and then be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Mertens moved that House Bill No. 1181 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Mertens requested that House Bill No. 1181 be withdrawn. There being no objection, it was so ordered by the Speaker.

Rep. LaGrave moved that House Bill No. 1161 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. LaGrave requested permission to withdraw House Bill No. 1161. Without objection, it was so ordered by the Speaker.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1030 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Watkins 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. 1031 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 22, delete the word "or" and insert in lieu thereof the word "and"

Rep. Eagles
Rep. Atkinson
Rep. Froeber
Rep. Hendrickson
Rep. Kretschmar
Rep. LaGrave
Rep. Larson
Rep. Laske
Rep. Laughlin
Rep. Lundene
Rep. Orange
Rep. Raymond
Rep. Watkins

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Orange moved that the report be adopted.

Mr. Speaker: The minority of Your Committee on Social Welfare to whom was referred House Bill No. 1031 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Jaeger

REP. HAUGLAND, Chairman

Rep. Jaeger 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. Orange to adopt the report of the Majority of the Committee on Social Welfare on House Bill No. 1031, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1081 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

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

House Bill No. 1081 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1101 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Kloubec moved that the report be adopted.

Rep. Royse moved a substitute motion that House Bill No. 1101 be re-referred to the Committee on Political Subdivisions for purposes of amendment, which motion failed.

The question then was on the motion of Rep. Kloubec to adopt the Committee Report on House Bill No. 1101, which motion prevailed.

House Bill No. 1101 was indefinitely postponed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1172 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny 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. 1174 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 3, delete the word "that" and insert in lieu thereof the word "whether"

On page 5, line 13, delete the word "that" and insert in lieu thereof the word "whether"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1021. A Bill for an Act to require prompt delivery and publication of the proceedings of any political subdivision required by law to publish its minutes, and to amend sections 11-11-37, 15-28-11, and 40-08-12, relating to the publication of county commission, school board, and city council minutes.

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, 16; absent and not voting, 4; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lundene	Royse
Austin	Hausauer, L.	McGauvran	Rued
Backes	Hendrickson	Marsden	Rundle
Backlin	Herman	Martinson	Schindler
Berg	Hickle	Matheny	Scofield
Bridston	Hilleboe	Metzger	Solberg
Christensen, H.	Jacob	Meyer	Stoltenow
Christensen, R.	Jacobson	Miedema	Streibel
Dick	Jenkins	Murphy	Thorsgard
Dornacker	Johnson, H.	Nermyr	Timm

Eagles	Johnson, K.	Olin	Tinjum
Erickson	Kingsbury	Olson	Tweten
Fleming	Knudson	Opedahl	Vander Vorst
Freborg	Kretschmar	Orange	Watkins
Froeber	LaGrave	Peterson	Weber
Gackle	Langley	Rau	Welder
Garnas	Laske	Raymond	Wilkie
Gengler	Lee	Reimers	Winge
Grubb	Leibhan	Rice	Winkjer
Gunderson	Livingston	Rivinius	Mr. Speaker
Haugland			

Those voting in the negative were:

Bassingthwaite	Hildebrand	Lang	Mertens
Gronneberg	Jaeger	Larson	Poyzer
Hartl	Kermott	Laughlin	Stone
Hentges	Kloubec	Lodoen	Strinden

Absent and not voting:

Dotzenrod	Ganser	Hensrud	Wagner
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So the bill passed and the title was agreed to.

House Bill No. 1082. A Bill for an Act to amend and reenact section 11-19A-04 of the North Dakota Century Code relating to eligibility for the office of county coroner.

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, 4; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Jacob	Martinson	Solberg
Christensen, R.	Jacobson	Matheny	Stoltenow
Dick	Jaeger	Mertens	Stone
Dornacker	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Thorsgard
Fleming	Kermott	Murphy	Timm
Freborg	Kingsbury	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Grubb	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland			

Absent and not voting:

Dotzenrod	Hensrud	Hilleboe	Wagner
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So the bill passed and the title was agreed to.

House Bill No. 1095. A Bill for an Act to amend and reenact section 43-07-20 of the North Dakota Century Code, relating to employment preferences in contracts.

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, 5; election pending, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Livingston	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hildebrand	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Solberg
Dick	Jacobson	Matheny	Stoltenow
Dornacker	Jaeger	Mertens	Stone
Eagles	Jenkins	Metzger	Streibel
Erickson	Johnson, H.	Meyer	Strinden
Fleming	Johnson, K.	Miedema	Thorsgard
Freborg	Kermott	Murphy	Timm
Froeber	Kingsbury	Nermyr	Tinjum
Gackle	Kloubec	Olin	Tweten
Ganser	Knudson	Olson	Vander Vorst
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Grubb	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker

Absent and not voting:

Dotzenrod	Hilleboe	Wagner	Watkins
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

NINTH DAY

Bismarck, January 12, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Clarence Stomp, Pastor, House of Prayer, Bismarck.

Roll was called and with one election pending, all members were present except Reps. Dotzenrod, Hensrud and Hilleboe.

A quorum was declared by the Speaker.

COMMUNICATIONS.

Rep. Streibel moved that the following communications from the Commissioner of Insurance be printed in the Journal, which motion prevailed.

Bismarck, January 9, 1973

"TO: The Forty-Third Legislative Assembly of North Dakota

"FROM: J. O. WIGEN, Commissioner of Insurance

"SUBJECT: House Concurrent Resolution No. 3026 Passed by the Forty-Second Legislative Assembly of North Dakota

"With respect to the first resolve of said Concurrent Resolution, the Commissioner of Insurance and staff of the Insurance Department have worked closely with the professional and management

staffs of the nonprofit hospital service and nonprofit medical service corporations, during the biennium now being completed. This united effort has resulted in considerable improvement in many important aspects with respect to the efficient and equitable operation of such nonprofit corporations.

"With respect to the second resolve of said Concurrent Resolution, the Actuary of the Insurance Department has worked in cooperation with the Actuary and other professional and management personnel of such nonprofit corporations, during said biennium. The result has been a major revision of the rating formulas of the nonprofit hospital service corporation. Such revision, which became effective January 1, 1972, significantly improved the equity and credibility of the rating formulas as they are applied to the respective categories of groups and individuals covered.

"The Insurance Department will continue to observe the magnitude of the total surplus, assigned and unassigned combined, of each of such nonprofit corporations, together with the relationship of such total surplus to other measures such as the total of claims and operating expenses for one month. The objective of the Insurance Department will be to require that such total surplus be maintained at a level that is adequate and reasonable, considering all contingencies and circumstances, but not redundant.

"With respect to the third resolve of said Concurrent Resolution, shown in the following paragraphs are recommended additions to the applicable chapters of the North Dakota Century Code."

REVISION AND CORRECTION OF THE JOURNAL

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 finds the same to be correct.

REP. GUNDERSON, Chairman

Rep. Backlin 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. 1095

House Bill No. 1097

House Bill No. 1119

House Concurrent Resolution No. 3006

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

MESSAGE TO THE SENATE

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on

House Bill No. 1019

House Bill No. 1023

House Bill No. 1046

House Bill No. 1052

House Bill No. 1059

House Bill No. 1085

House Bill No. 1102

House Bill No. 1110

House Bill No. 1111

House Bill No. 1116

House Concurrent Resolution No. 3008

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1097. A Bill for an Act to create and enact section 34-14-04.1 of the North Dakota Century Code, relating to limitations on withholdings by employers.

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 6; election pending 1.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Rice
Austin	Haugland	Lee	Rivinius
Backes	Hausauer, A.	Leibhan	Royse
Backlin	Hausauer, L.	Livingston	Rued
Bassingthwaite	Hendrickson	Lodoen	Rundle
Berg	Hentges	McGauvran	Schindler
Bridston	Herman	Marsden	Scotfield
Christensen, H.	Hickle	Martinson	Solberg
Christensen, R.	Hildebrand	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dornacker	Jacobson	Metzger	Strinden
Eagles	Jaeger	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Nermyr	Tinjum
Freborg	Kermott	Olin	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Poyzer	Wilkie
Gengler	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gronneberg	Larson	Reimers	Mr. Speaker
Gunderson	Laske		

Those voting in the negative were:

Jenkins	Murphy	Stoltenow	Welder
Kingsbury			

Absent and not voting:

Dotzenrod	Hilleboe	Peterson	Wagner
Hensrud	Lundene		

So the bill passed and the title was agreed to.

House Bill No. 1115. A Bill for an Act to amend and reenact subsection 2 of section 4-09-14 of the North Dakota Century Code, relating to labeling requirements and the sale of seed.

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 6; election pending 1.

Those voting in the affirmative were:

Austin	Hartl	Laske	Rivinius
Backes	Haugland	Lee	Royse
Backlin	Hausauer, L.	Livingston	Rued
Bridston	Hendrickson	Lodoen	Rundle
Christensen, H.	Hentges	Marsden	Scotfield
Dick	Hickle	Martinson	Streibel
Dornacker	Hildebrand	Matheny	Strinden
Eagles	Jacob	Mertens	Thorsgard
Erickson	Jacobson	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Opedahl	Vander Vorst

Ganser	Knudson	Poyzer	Watkins
Garnas	Kretschmar	Rau	Weber
Gengler	LaGrave	Raymond	Winge
Gronneberg	Lang	Reimers	Mr. Speaker
Gunderson	Larson		

Those voting in the negative were:

Atkinson	Jaeger	McGauvran	Schindler
Bassingthwaite	Jenkins	Metzger	Solberg
Berg	Johnson, H.	Murphy	Stoltenow
Christensen, R.	Kingsbury	Nermyr	Stone
Freborg	Kloubec	Olin	Tinjum
Gackle	Langley	Olson	Welder
Grubb	Laughlin	Orange	Wilkie
Hausauer, A.	Leibhan	Rice	Winkjer
Herman			

Absent and not voting:

Dotzenrod	Lundene	Wagner	Hilleboe
Hensrud	Peterson		

So the bill passed and the title was agreed to.

House Bill No. 1119. A Bill for an Act to amend and reenact section 65-05-28 of the North Dakota Century Code, providing that no compensation be paid when claimant refuses to reasonably participate under certain conditions.

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, 27; absent and not voting 8; election pending 1.

Those voting in the affirmative were:

Atkinson	Hentges	Lodoen	Rued
Austin	Herman	Marsden	Schindler
Backes	Hickle	Martinson	Royse
Bridston	Hildebrand	Mertens	Scotfield
Christensen, H.	Jacob	Metzger	Solberg
Dornacker	Jacobson	Meyer	Streibel
Eagles	Jenkins	Miedema	Strinden
Erickson	Kermott	Murphy	Thorsgard
Fleming	Kloubec	Nermyr	Timm
Froeber	Knudson	Olin	Tinjum
Gackle	Kretschmar	Opedahl	Vander Vorst
Ganser	LaGrave	Poyzer	Watkins
Garnas	Lang	Rau	Weber
Gronneberg	Larson	Raymond	Wilkie
Gunderson	Laske	Reimers	Winge
Hausauer, L.	Laughlin	Rice	Mr. Speaker
Hendrickson	Lee		

Those voting in the negative were:

Backlin	Hartil	Langley	Rundle
Bassingthwaite	Haugland	Leibhan	Stoltenow
Christensen, R.	Hausauer, A.	Livingston	Stone
Dick	Jaeger	McGauvran	Tweten
Freborg	Johnson, H.	Matheny	Welder
Gengler	Johnson, K.	Orange	Winkjer
Grubb	Kingsbury	Rivinius	

Absent and not voting:

Berg	Hensrud	Lundene	Peterson
Dotzenrod	Hilleboe	Olson	Wagner

So the bill passed and the title was agreed to.

House Bill No. 1128. A Bill for an Act to amend and reenact section 4-13-10 of the North Dakota Century Code relating to license

fees for engaging in the poultry business and raising the amount of such 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, 84; nays, 7; absent and not voting 10; election pending 1.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Rivinius
Austin	Haugland	Lee	Royse
Backes	Hausauer, A.	Leibhan	Rued
Backlin	Hausauer, L.	Livingston	Rundle
Bassingthwaite	Hendrickson	Lodoen	Schindler
Berg	Herman	McGauvran	Solberg
Bridston	Hickle	Marsden	Stoltenow
Christensen, H.	Hildebrand	Martinson	Stone
Christensen, R.	Jacobson	Matheny	Streibel
Dornacker	Jenkins	Mertens	Thorsgard
Eagles	Johnson, H.	Metzger	Timm
Erickson	Johnson, K.	Meyer	Tinjum
Fleming	Kermott	Miedema	Tweten
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Poyzer	Wilkie
Grubb	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker

Those voting in the negative were:

Gackle	Jaeger	Murphy	Scofield
Hentges	Laske	Rice	

Absent and not voting:

Dick	Hilleboe	Olson	Strinden
Dotzenrod	Jacob	Peterson	Wagner
Hensrud	Lundene		

So the bill passed and the title was agreed to.

Rep. Hentges: "Mr. Speaker:

"I wish to explain my vote.

"It seems that when we get into administrative things like this and we start writing down the cost of bills and raise \$500 over a two year period, it seems ridiculous to have this on our books."

ANNOUNCEMENTS

Speaker Bunker announced that House Concurrent Resolution No. 3006 was re-referred to the Legislative Council Research Committee.

Rep. Backes announced that word had been received today that former Rep. Orville Witteman died this morning.

Rep. Solberg moved that Rep. Backes be named the official representative of this House to attend the funeral of former Rep. Witteman on Monday, which motion prevailed, and it was so ordered by the Speaker.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2021
Senate Bill No. 2022
Senate Bill No. 2024
Senate Bill No. 2028

Senate Bill No. 2052
Senate Bill No. 2056
Senate Bill No. 2062
Senate Bill No. 2064 *

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:30 p.m., Monday, January 15, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

NINTH DAY AFTER RECESS AND TENTH DAY

Bismarck, January 15, 1973

The House reconvened at 1:30 p.m., pursuant to recess taken, with Acting Speaker Peterson presiding.

FIRST READING OF HOUSE BILLS

Rep. Gengler introduced:

House Bill No. 1251. 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. Gengler introduced:

House Bill No. 1252. A Bill for an Act to amend and reenact subsection 3 of section 39-06-17 of the North Dakota Century Code, relating to behind-the-wheel instruction.

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

Reps. Berg and Kingsbury introduced:

House Bill No. 1253. A Bill for an Act authorizing the director of institutions to convey certain state land under the control and management of the Grafton state school to Grafton post no. 41 of the North Dakota department of the American legion.

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

Reps. Mertens, Knudson and Hildebrand introduced:

House Bill No. 1254. A Bill for an Act relating to the disposal and reuse of abandoned motor vehicles and other scrap metal; prescribing duties and powers of the state department of health and responsibilities of the motor vehicle registrar; providing a tax on motor vehicle transfers; to amend and reenact section 24-03-23 of the North Dakota Century Code, relating to encroachments on state highways; to repeal section 40-05-15 of the North Dakota Century Code, relating to unclaimed motor vehicles; providing a penalty; and providing an appropriation.

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

Rep. Herman introduced:

House Bill No. 1255. A Bill for an Act to amend and reenact section 39-24-03 of the North Dakota Century Code, relating to the registration of snowmobiles.

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

Reps. Lundene, Langley and Thorsgard introduced:

House Bill No. 1256. 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.

Reps. Rau and Watkins introduced:

House Bill No. 1257. A Bill for an Act to provide for control of noxious weeds along state highways, and to prohibit the haying of highway right-of-way containing leafy spurge.

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

Reps. Stone and Jacob introduced:

House Bill No. 1258. A Bill for an Act to provide for a three day rescission period on door-to-door sales; and providing a penalty.

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

Rep. Hilleboe introduced:

House Bill No. 1259. A Bill for an Act to amend and reenact subsection 1 of section 43-15-10 of the North Dakota Century Code, relating to advertising the cost of prescription services or prescription materials.

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

Rep. Hilleboe introduced:

House Bill No. 1260. A Bill for an Act to provide for the inclusion of the common name or address in all notices relating to real property which are required by law.

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

Rep. Strinden and Metzger introduced:

House Bill No. 1261. A Bill for an Act to create and enact a new subsection to section 12-60-07 of the North Dakota Century Code, relating to powers and duties of the bureau of criminal investigation.

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

Reps. Strinden and Metzger introduced:

House Bill No. 1262. A Bill for an Act to amend and reenact sections 54-23.1-01, 54-23.1-02, 54-23.1-03, 54-23.1-04, 54-23.1-05, 54-23.1-06, 54-23.1-07, 54-23.1-08, 54-23.1-09, 54-23.1-10, 54-23.1-11, and 54-23.1-12 of the North Dakota Century Code, relating to the state communications system, its control and operation through the attorney general's office, and providing an appropriation.

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

Rep. Kingsbury introduced:

House Bill No. 1263. A Bill for an Act authorizing the director of institutions to lease certain land owned by the state of North Dakota to the park district of the city of Grafton for a period of twenty-five years.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2021. A Bill for an Act to amend and reenact section 54-44.1-08 of the North Dakota Century Code, relating to the reproduction of the budget report.

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

Senate Bill No. 2022. A Bill for an Act to amend and reenact section 46-02-04 of the North Dakota Century Code, relating to the classes of state printing.

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

Senate Bill No. 2024. A Bill for an Act to repeal section 46-03-06 of the North Dakota Century Code, relating to the printing of legislative calendars.

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

Senate Bill No. 2028. A Bill for an Act to amend and reenact section 57-12-09 of the North Dakota Century Code, relating to the mailing of notice of increased assessments.

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 provide for an additional one-mill levy for county agent work.

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

Senate Bill No. 2056. A Bill for an Act to allow state agencies to grant easements in land under their jurisdiction and to repeal section 15-10-33 of the North Dakota Century Code, and declaring an emergency.

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

Senate Bill No. 2062. A Bill for an Act to allow the sale of preserved sandwiches, pre-packaged under federal inspection, from vending machines without the purchase of a restaurant license.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2064. A Bill for an Act to amend and reenact subsection 10 of section 57-37-11 and section 57-37-12 of the North Dakota Century Code, relating to estate tax deductions.

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

SIXTH ORDER OF BUSINESS

Rep. Orange has moved that the amendments to House Bill No. 1031 as recommended by the Committee on Social Welfare as printed on page 164 of the House Journal be adopted, which motion prevailed.

Rep. Rau moved that the amendments to House Bill No. 1174 as recommended by the Committee on Agriculture as printed on page 165 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 House Bill No. 1061 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Rued moved that the report be adopted.

Rep. Winkjer moved a substitute motion that House Bill No. 1061 be re-referred to the Committee on Industry, Business and Labor for amendment, which motion was subsequently withdrawn.

The question then was on the motion of Rep. Rued that House Bill No. 1061 be indefinitely postponed, which motion prevailed, and the report was adopted.

House Bill No. 1061 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was re-

ferred House Bill No. 1067 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 2, delete the word "shall" and insert the word "may", and delete the triple parentheses before and after the word "five" and insert after the word "five" the following: "o'clock p.m. but shall close the meeting no later than"

On page 2, line 3, after the words "eight o'clock p.m." insert the following: "as determined by action of the township board."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Gronneberg 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. Dick 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. 1080 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Laughlin 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. 1125 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16, delete the word "thirty" and insert in lieu thereof the word "sixty"

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Rau 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. 1146 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Backlin 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. 1147 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 Finance and Taxation to whom was referred House Bill No. 1176 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. 1221 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Laughlin 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. 2017 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Watkins 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. 2067 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. 2082 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.

SECOND READING OF A HOUSE BILL

House Bill No. 1030. A Bill for an Act to transfer the responsibility for the state division of vocational rehabilitation from the state board of public school education to the social service board of North Dakota; and to amend and reenact sections 15-20.1-01, 15-20.1-04, 15-20.1-05, and 15-20.1-21, relating to the division of vocational rehabilitation; and to repeal sections 15-20.1-12, 15-20.1-13, 15-20.1-14, 15-20.1-15, 15-20.1-16, 15-20.1-17, 15-20.1-18, 15-20.1-19, and 15-20.1-20 of the North Dakota Century Code, relating to the division of vocational rehabilitation under the 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, 80; nays, 17; absent and not voting 4; election pending 1.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Poyzer
Austin	Hausauer, L.	Laske	Rau
Backlin	Hendrickson	Laughlin	Rice
Bassingthwaite	Hensrud	Lee	Rivinius
Bridston	Hentges	Leibhan	Royse
Christensen, H.	Hickle	Livingston	Rued
Christensen, R.	Hildebrand	Lodoen	Schindler
Dick	Hilleboe	McGauvran	Scofield
Dornacker	Jacob	Marsden	Solberg
Dotzenrod	Jacobson	Martinson	Stone
Eagles	Johnson, H.	Mertens	Streibel
Erickson	Johnson, K.	Metzger	Strinden
Fleming	Kermott	Miedema	Thorsgard
Freborg	Kingsbury	Murphy	Timm
Gackle	Kloubec	Nermyr	Tinjum
Garnas	Knudson	Olin	Tweten
Gengler	Kretschmar	Olson	Vander Vorst
Gronneberg	LaGrave	Opedahl	Watkins
Gunderson	Lang	Orange	Winkjer
Hartil	Langley	Peterson	Mr. Speaker

Those voting in the negative were:

Berg	Jaeger	Raymond	Weber
Froeber	Lundene	Rundle	Welder
Ganser	Matheny	Stoltenow	Wilkie

Grubb Meyer Wagner Winge
Hausauer, A.

Absent and not voting:

Backes Herman Jenkins Reimers

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, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. James Butler, Pastor, First Presbyterian Church, Bismarck.

ANNOUNCEMENT

Speaker Bunker announced the record should show that Reps. Herman, Jenkins and Reimers are attending a meeting with the Governor at this time.

Roll was called, and with one election pending, all members were present except Reps. Backes, Herman, Jenkins, Orange, and Reimers.

REVISION AND CORRECTION OF THE JOURNAL

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 recommends that the same be corrected as follows:

On page 164, line 21, delete the words "be withdrawn"

On page 164, following line 54, insert "Rep. Jaeger"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

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

MOTION

Rep. Knudson moved that House Bill No. 1146 be re-referred to the Committee on Education, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1172. A Bill for an Act to require a permit to engage in the sale of agricultural seed.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 54; absent and not voting 1; election pending 1.

Those voting in the affirmative were:

Bridston	Hendrickson	Livingston	Rau
Christensen, H.	Herman	Lodoen	Raymond
Dornacker	Hickle	Marsden	Reimers
Dotzenrod	Hilleboe	Matheny	Rued
Eagles	Jacob	Miedema	Stone
Erickson	Jenkins	Nermyr	Timm
Froeber	Johnson, K.	Olin	Tweten
Garnas	Kermott	Olson	Vander Vorst
Gengler	Kingsbury	Orange	Watkins
Gunderson	Larson	Peterson	Winge
Haugland	Laske	Poyzer	Mr. Speaker
Hausauer, L.	Lee		

Those voting in the negative were:

Atkinson	Hausauer, A.	Leibhan	Schindler
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Austin	Hensrud	Lundene	Scofield
Backlin	Hentges	McGauvran	Solberg
Bassingthwaite	Hildebrand	Martinson	Stoltenow
Berg	Jacobson	Mertens	Streibel
Christensen, R.	Jaeger	Metzger	Strinden
Dick	Johnson, H.	Meyer	Thorsgard
Fleming	Kloubec	Murphy	Tinjum
Freborg	Knudson	Opedahl	Wagner
Gackle	Kretschmar	Rice	Weber
Ganser	LaGrave	Rivinius	Welder
Grubb	Lang	Royse	Wilkie
Gronneberg	Langley	Rundle	Winkjer
Hartl	Laughlin		

Absent and not voting:
 Backes
 So the bill lost.

MESSAGE TO THE SENATE

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on

- House Bill No. 1021
- House Bill No. 1082
- House Bill No. 1095
- House Bill No. 1097
- House Bill No. 1115
- House Bill No. 1119
- House Bill No. 1128

ROY GILBREATH, Chief Clerk

RECOGNITION

Speaker Bunker 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.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Employment submit the following names for the positions specified below:

Jerry Kirchmeier.....Typist
 Mary Mayer.....Bill Room Clerk

REP. RICE, Chairman

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

Speaker Bunker then administered the oath of office to the employees as listed above.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

- Senate Bill No. 2003
- Senate Bill No. 2029
- Senate Bill No. 2071
- Senate Bill No. 2089

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MOTION

Rep. Streibel moved that the following remarks of Rep. Gackle be printed in the Journal, which motion prevailed.

Rep. Gackle: "Mr. Speaker and Members of the Assembly:"

"In reference to the motion made by Rep. Streibel recorded on page 145 of the House Journal in which a study is printed on the following pages submitted by the Public Service Commission, I wish to comment briefly on the contents.

"This study was done and report submitted to the Forty-Third Legislative Assembly by the Public Service Commission pursuant to the passage of House Bill 1205 of the Forty Second Legislature.

"It is not my intention to review this report in its entirety but rather bring it to your attention as members of this Assembly.

"House Bill 1205 was introduced by former Representative Donald Halcrow, who was certainly sincere in his objectives as he recognized a problem that existed regarding freight damages. The original bill would have made the last delivering carrier fully responsible for any damage incurred to the property in the course of shipment.

"The transportation committee considered this bill and recognized that its passage would not have corrected the problem. Concluding it would have no effect upon goods carried in interstate commerce because the state has no authority to regulate movement of goods or carriers thereof in interstate commerce. The burden placed upon the delivering carrier would be insurmountable. It would have also resulted in increased costs to the local carrier in intrastate traffic in order for him to cover the costs plus other effects that may have come to the state should the bill have passed in its original form.

"The committee, however, recognized the problem and accepted its responsibility to do something. Thereby amending the bill and directing the Public Service Commission to study during the 1971-73 biennium, the problem of the liability of common carriers for damage incurred to property in the course of shipment and further to consider alternative methods of fixing responsibility and ascertaining the possible damage due consignees.

"The report on pages 145 through 147 of the House Journal reveal that the commission held several meetings with those involved. At the conclusion of the meetings it was the unanimous decision of the volunteer committee that the North Dakota Public Service Commission proceed with the promulgation and adoption of rules of practice for the disposition of loss and damage claims.

"Upon the approval of the Attorney General and being properly promulgated, the rules and regulations became officially adopted on December 8, 1972. Herewith listed on page 147 of the House Journal as Principals and Practices for the Investigation and Voluntary Disposition of Loss and Damage Claims and Processing Salvage.

"With the adoption of these rules and regulations we recognize that there may still be problems arising. However, it should go a long way in dealing with such matters in an orderly fashion.

"In behalf of this body and the entire legislative process, it is my pleasure to give a little recognition to those who gave of their time, at no expense to the state, to help solve problems which we as legislators are faced with as we convene to resolve state affairs.

"First of all, our appreciation goes to the Public Service Commission. Commissioner Richard Elkin, who acted as chairman and Commissioners Ben Wolf and Bruce Hagen, along with their able staff. They utilized their facilities by giving advice and information during the meetings along with making contacts with those involved. Gratitude is also extended to those representing the Wholesalers and Manufacturers Association, Mr. Elmer Klipstein; the Retail Assn., Mr. Ed Bashus; the Motor Carriers Assn., Mr. I. E. Soberg; and the Railroad Companies, Mr. Frank Magill, who all conducted surveys among those whom they represent. We would be remiss if we would not include Rep. Don Halcrow, who met consistently with the committee, as author of the bill.

"In closing, I would invite each member to look over this report and remind you that our duties go far beyond punching that green or red button, but also include working with others in solving the many problems that face our state and its citizens and by resolution resolve them."

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Tuesday, January 16, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

TENTH DAY AFTER RECESS AND ELEVENTH DAY

Bismarck, January 16, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Acting Speaker Peterson presiding.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3001

Was delivered to the Secretary of State at the hour of 2:45 o'clock p.m., January 15, 1973.

REP. MIEDEMA, Chairman

MOTION

Rep. Atkinson moved that the House reconsider its action by which the Committee Report on House Bill No. 1067 was adopted, and that House Bill No. 1067 be re-referred to the Committee on Judiciary, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Rau has moved that the amendments to House Bill No. 1125 as recommended by the Committee on Industry, Business and Labor as printed on page 176 of the House Journal be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2003. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2029. A Bill for an Act to provide for the mailing of real estate tax statements.

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

Senate Bill No. 2071. A Bill for an Act to repeal section 34-06-06 of the North Dakota Century Code, relating to limitations on the hours of labor for women.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2089. A Bill for an Act to amend and reenact section 34-14-08 of the North Dakota Century Code, relating to assignments of wage claims to the commissioner of labor.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

MOTION

Rep. Streibel moved that House Bill No. 1031 be moved to the foot of the calendar, which motion prevailed.

Speaker Bunker returned to the podium to preside.

SECOND READING OF HOUSE BILLS

House Bill No. 1078. A Bill for an Act to create and enact section 16-16-17.1 of the North Dakota Century Code, relating to allowing former North Dakota residents to vote in 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, 59; nays, 35; absent and not voting 7; election pending 1.

Those voting in the affirmative were:

Atkinson	Gronneberg	Livingston	Royse
Austin	Hartl	Lundene	Schindler
Backes	Haugland	Marsden	Scotfield
Backlin	Hausauer, A.	Martinson	Stone
Bridston	Hausauer, L.	Matheny	Streibel
Christensen, H.	Hentges	Metzger	Strinden
Christensen, R.	Jacob	Nermyr	Timm
Dick	Johnson, H.	Olin	Vander Vorst
Dotzenrod	Kermott	Olson	Wagner
Eagles	Kloubec	Opedahl	Watkins
Fleming	Knudson	Orange	Welder
Froeber	Kretschmar	Poyzer	Winge
Garnas	LaGrave	Rau	Winkjer
Gengler	Laughlin	Reimers	Mr. Speaker
Grubb	Leibhan	Rice	

Those voting in the negative were:

Bassingthwaite	Hickle	Langley	Rued
Berg	Hildebrand	Larson	Solberg
Dornacker	Hilleboe	Lee	Stoltenow
Erickson	Jacobson	Lodoen	Thorsgard
Freborg	Jaeger	McGauvran	Tinjum
Gackle	Jenkins	Mertens	Twetn
Ganser	Johnson, K.	Meyer	Weber
Gunderson	Kingsbury	Miedema	Wilkie
Hensrud	Lang	Murphy	

Absent and not voting:

Hendrickson	Laske	Raymond	Rundle
Herman	Peterson	Rivinius	

So the bill passed and the title was agreed to.

House Bill No. 1080. A Bill for an Act to amend and reenact section 14-10-17 of the North Dakota Century Code relating to minors contracting for medical treatment.

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, 7; absent and not voting 8; election pending 1.

Those voting in the affirmative were:

Austin	Hausauer, L.	Leibhan	Royse
Backlin	Hensrud	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Hickle	Lundene	Scotfield
Bridston	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stone
Dick	Jacob	Martinson	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Twetn

Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Gunderson	Larson	Reimers	Winkjer
Hartl	Laughlin	Rice	Mr. Speaker
Haugland	Lee		

Those voting in the negative were:

Atkinson	Grubb	Jaeger	Stoltenow
Christensen, H.	Hausauer, A.	Matheny	

Absent and not voting:

Backes	Herman	Metzger	Rivinius
Hendrickson	Laske	Raymond	Rundle

So the bill passed and the title was agreed to.

House Bill No. 1147. A Bill for an Act to repeal section 15-47-03 of the North Dakota Century Code, relating to the English language in schools.

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 6; election pending 1.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Royse
Austin	Haugland	Leibhan	Rued
Backes	Hausauer, A.	Livingston	Rundle
Backlin	Hausauer, L.	Lodoen	Schindler
Bassingthwaite	Hensrud	Lundene	Scofield
Berg	Hentges	McGauvran	Solberg
Bridston	Hickle	Marsden	Stoltenow
Christensen, H.	Hildebrand	Martinson	Stone
Christensen, R.	Hilleboe	Matheny	Streibel
Dick	Jacob	Mertens	Strinden
Dornacker	Jacobson	Metzger	Thorsgard
Dotzenrod	Jaeger	Meyer	Timm
Eagles	Jenkins	Miedema	Tinjum
Erickson	Johnson, H.	Murphy	Tweten
Fleming	Johnson, K.	Nermyr	Vander Vorst
Freborg	Kermott	Olin	Wagner
Froeber	Kingsbury	Olson	Watkins
Gackle	Kloubec	Opedahl	Weber
Ganser	Knudson	Orange	Welder
Garnas	Kretschmar	Peterson	Wilkie
Gengler	LaGrave	Poyzer	Winge
Grubb	Lang	Rau	Winkjer
Gronneberg	Langley	Reimers	Mr. Speaker
Gunderson	Larson	Rice	

Absent and not voting:

Hendrickson	Laske	Raymond	Rivinius
Herman	Lee		

So the bill passed and the title was agreed to.

House Bill No. 1174. A Bill for an Act to create and enact subsection 24 of section 4-09-01, and sections 4-09-11.1 and 4-09-11.2 of the North Dakota Century Code, relating to definitions and labeling requirements for flower, tree, and shrub seeds; and to amend and reenact subsection 15 of section 4-09-01, section 4-09-12,

subsection 1 of section 4-09-14, and section 4-09-15 of the North Dakota Century Code, relating to definitions, invoices and records, prohibitions, and 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, 85; nays, 11; absent and not voting, 5; election pending, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Royse
Austin	Hausauer, L.	Livingston	Rued
Backes	Hensrud	Lodoen	Rundle
Backlin	Hentges	Lundene	Schindler
Berg	Hickle	Marsden	Scofield
Bridston	Hildebrand	Martinson	Solberg
Christensen, H.	Hilleboe	Matheny	Stoltenow
Christensen, R.	Jacob	Mertens	Stone
Dick	Jacobson	Metzger	Streibel
Dornacker	Jenkins	Meyer	Strinden
Dotzenrod	Johnson, H.	Miedema	Thorsgard
Eagles	Johnson, K.	Nermyr	Tinjum
Erickson	Kermott	Olin	Tweten
Fleming	Kingsbury	Olson	Vander Vorst
Freborg	Kloubec	Opedahl	Wagner
Froeber	Knudson	Orange	Watkins
Ganser	Kretschmar	Peterson	Weber
Garnas	LaGrave	Poyzer	Wilkie
Gengler	Langley	Rau	Winge
Gronneberg	Larson	Reimers	Winkjer
Gunderson	Laughlin	Rice	Mr. Speaker
Haugland			

Those voting in the negative were:

Bassingthwaite	Hartl	Leibhan	Timm
Gackle	Jaeger	McGauvran	Welder
Grubb	Lang	Murphy	

Absent and not voting:

Hendrickson	Laske	Raymond	Rivinius
Herman			

So the bill passed and the title was agreed to.

COMMUNICATIONS

STATE OF NORTH DAKOTA SUPREME COURT

Bismarck

January 15, 1973

The Honorable A. G. Bunker
Speaker of the House of Representatives
Forty-third Legislative Assembly
State Capitol
Bismarck

Dear Mr. Speaker:

We have had several inquiries regarding the use of the Supreme Court library by members of the Legislative Assembly during the evening and on Saturdays.

For the convenience of the Legislators, we have made available a key to the law library which will be in the possession of Mrs. Dunn, the clerk of the Supreme Court. Any member of the Assembly wishing to use the library facilities on Saturdays or during the evening hours may, by calling on our clerk during office hours, arrange for securing the key.

Our library is always open to members of the Legislative Assembly during office hours, and we invite the Legislators to make use of it. Mr. Dewald, our librarian, or any member of this Court will be happy to be of any assistance possible to the members of the Assembly.

Very sincerely yours,
ALVIN C. STRUTZ

ACS/rf

cc - Mrs. Luella Dunn, Clerk
- Mr. Elmer J. Dewald, Librarian

STATE OF NORTH DAKOTA
DEPARTMENT OF STATE
Bismarck, North Dakota
January 16, 1973

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

Dear Sir:

I hereby certify that at a Special Election held January 12, 1973 Dale Linderman, Carrington, North Dakota of the 14th Legislative District, comprising Wells and Foster Counties, is according to the records of my office, duly elected as a member of the House of Representatives of the Forty-third Legislative Assembly of the state of North Dakota.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota this 16th day of January, 1973.

State of North Dakota
BEN MEIER
Secretary of State

Great Seal.

MOTION

Rep. Streibel moved that a committee of two be appointed to escort Chief Justice Alvin C. Strutz to the rostrum, which motion prevailed, and Reps. Backes and Streibel were so appointed by the Speaker.

Chief Justice Strutz administered the Oath of Office to Rep. Dale Linderman.

POINT OF PERSONAL PRIVILEGE

Rep. Streibel: "Mr. Speaker:

"I rise on a point of personal privilege.

"I wish to welcome my colleague from the 14th District, Dale and I have had many experiences on the campaign trail, and have had many cups of coffee and had to appear before service groups and other organizations together. Certainly he is a very competent addition to this body, and it is a great pleasure that I welcome Rep. Linderman to this Assembly."

SECOND READING OF A HOUSE BILL

House Bill No. 1176. A Bill for an Act to amend and reenact subsections 2 and 5 of section 57-38-38 of the North Dakota Century Code, relating to the audit of returns and assessment of tax by the tax commissioner; and providing for 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, 84; nays, 12; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Haugland	Livingston	Rued
Backes	Hausauer, L.	Lodoen	Rundle
Bassingthwaite	Hensrud	Lundene	Schindler
Berg	Hickle	McGauvran	Scotfield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Jacob	Martinson	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Johnson, H.	Mertens	Streibel
Dornacker	Johnson, K.	Meyer	Strinden
Dotzenrod	Kermott	Miedema	Thorsgard
Eagles	Kingsbury	Murphy	Timm
Erickson	Knudson	Nermyr	Tinjum
Fleming	Kretschmar	Olin	Tweten
Freborg	LaGrave	Olson	Vander Vorst
Froeber	Lang	Opedahl	Wagner
Gackle	Langley	Orange	Watkins
Ganser	Larson	Poyzer	Weber
Garnas	Laughlin	Rau	Wilkie
Gengler	Lee	Reimers	Winge
Gronneberg	Leibhan	Rice	Winkjer
Gunderson	Linderman	Royse	Mr. Speaker
Those voting in the negative were:			
Atkinson	Hausauer, A.	Jaeger	Metzger
Backlin	Hentges	Jenkins	Peterson
Grubb	Hilleboe	Kloubec	Welder
Absent and not voting:			
Hartl	Herman	Raymond	Rivinius
Hendrickson	Laske		

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. 1013 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 9, delete the sum 8,000 and in lieu thereof insert the sum 9,000

On page 2, line 11, delete the sum 273,584 and in lieu thereof insert the sum 274,584

On page 2, line 12, delete the sum 136,792 and in lieu thereof insert the sum 135,542

On page 2, line 13, delete the sum 136,792 and in lieu thereof insert the sum 139,042

On page 2, line 22, delete the sum 805,169 and in lieu thereof insert the sum 807,419

On page 2, line 23, delete the sum 386,516 and in lieu thereof insert the sum 385,266

On page 2, line 24, delete the sum 1,191,685 and in lieu thereof insert the sum 1,192,685

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 allow matching funds for the purpose of trading automobiles.

REP. REIMERS, Chairman

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

Mr. Speaker: Your Committee on Judiciary 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 1, line 8 delete the following: "sections 16-04-15.2," and insert in lieu thereof the word "section"

On page 1, line 9 delete the following: "16-11-05.1, and"

On page 5, line 30 delete the following: "Sections 16-04-15.2, 16-11-05.1," and insert in lieu thereof the word "Section"

On page 5, line 31 delete the word "and" and also 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. ATKINSON, Chairman

Rep. H. Christensen 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. 1079 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 Bill No. 1193 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Ganzer 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. 1195 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 Bill No. 1196 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 Finance and Taxation to whom was referred House Bill No. 1201 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 1202 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 Industry, Business and Labor to whom was referred House Bill No. 1219 has had the same under consideration and recommends that the same do pass.

REP. METZGER, Vice-Chairman

Rep. Kloubec 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. 1220 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 Industry, Business and Labor to whom was referred House Bill No. 1233 has had the same under consideration and recommends that the same do pass.

REP. METZGER, Vice-Chairman

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

SECOND READING OF A HOUSE BILL

House Bill No. 1221. A Bill for an Act to repeal section 57-38-36 of the North Dakota Century Code, relating to the payment of tax in quarterly installments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 21; nays, 78; absent and not voting, 3.

Those voting in the affirmative were:

Dornacker	Gunderson	Jaeger	Solberg
Dotzenrod	Haugland	Johnson, K.	Strinden
Fleming	Hensrud	Rau	Wilkie
Gackle	Hickle	Royse	Winge
Ganser	Hildebrand	Rundle	Mr. Speaker
Garnas			

Those voting in the negative were:

Atkinson	Hendrickson	Linderman	Poyzer
Austin	Hentges	Livingston	Raymond
Backes	Hilleboe	Lodoen	Rice
Backlin	Jacob	Lundene	Rued
Bassingthwaite	Jacobson	McGauvran	Schindler
Berg	Jenkins	Marsden	Scofield
Bridston	Johnson, H.	Martinson	Stoltenow
Christensen, H.	Kermott	Matheny	Stone
Christensen, R.	Kingsbury	Mertens	Streibel
Dick	Kloubec	Metzger	Thorsgard
Eagles	Knudson	Meyer	Timm
Erickson	Kretschmar	Miedema	Tinjum
Freborg	LaGrave	Murphy	Tweten
Froeber	Lang	Nermyr	Vander Vorst
Gengler	Langley	Olin	Wagner
Grubb	Larson	Olson	Watkins
Gronneberg	Laske	Opedahl	Weber
Hartl	Laughlin	Orange	Welder
Hausauer, A.	Lee	Peterson	Winkjer
Hausauer, L.	Leibhan		

Absent and not voting:

Herman	Rivinius	Reimers
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So the bill lost.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Reapportionment to whom was referred House Bill No. 1042 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 24, after the word "districts," delete the following words: ", and shall be"

On page 2, line 1, delete the words "entitled to two senators and four representatives"

On page 2, line 5, after the numeral "5.", delete the following words: "The fifth district shall consist of the city of Minot, and Harrison, Nedrose, Surrey, and Sundre townships in Ward County,

and shall be entitled to three senators and six representatives." and insert in lieu thereof the following "The fifth district shall consist of the city of Minot, the Minot Air Base, and Harrison, Nedrose, Surrey, Sundre, Eureka, and Waterford townships in Ward County, and shall be entitled to four senators and eight representatives."

On page 2, delete lines 24 through 35;

Delete all of pages 3, 4, and 5; and

On page 6, delete lines 1 through 16; and insert in lieu thereof the following:

9. The ninth district shall consist of Rolette County, and Picton, Sidney, Smith, Mount View, Armoordale, Rock Lake, Monroe, and Howell townships in Towner County.
10. The tenth district shall consist of Cavalier County, Towner County, except that portion contained in the ninth district, and Northfield, Prospect, and Highland Center townships in Ramsey County.
11. The eleventh district shall consist of Pembina County and Kinloss, Silvesta, Tiber, Lampton, Dundee, and Glenwood townships in Walsh County.
12. The twelfth district shall consist of Benson and Eddy Counties.
13. The thirteenth district shall consist of Sheridan County, Kidder County, Burleigh County, except those portions contained in the eighth and thirtieth districts, and Bull Moose, Chaseley, Lynn, and Silver Lake townships in Wells County.
14. The fourteenth district shall consist of Foster County, and Wells County, except that portion contained in the thirteenth district.
15. The fifteenth district shall consist of Ramsey County, except that portion contained in the tenth district.
16. The sixteenth district shall consist of Walsh County, except those portions contained in the eleventh and nineteenth districts.
17. The seventeenth district shall consist of McIntosh and Dickey Counties.
18. The eighteenth district shall consist of the city of Grand Forks, the Grand Forks Air Base, and Grand Forks, Rye, Blooming, and Mekinock townships in Grand Forks County, and shall be entitled to four senators and eight representatives.
19. The nineteenth district shall consist of Grand Forks County, except that portion contained in the eighteenth district, and Sauter, Perth, Cleveland, Medford, Eden, Ops, Forest River, Ardoch, and Walshville townships in Walsh County.
20. The twentieth district shall consist of Traill County, Beaver Creek, Newburgh, Golden Lake, Enger, Sherbrooke, Primrose, Hugo, Edendale, Colgate, and Broadlawn townships in Steele County, and Hunter, Bell, Kinyon, Noble, Gardner, and Wisner townships in Cass County.
21. The twenty-first district shall consist of the cities of Fargo and West Fargo, and Reed Fargo, and Barnes townships in Cass County, and shall be entitled to five senators and ten representatives.
22. The twenty-second district shall consist of Cass County, except those portions contained in the twentieth and twenty-first districts, and Nelson, Norma, Binghampton, Oakhill, Thordenskjold, and Raritan townships in Barnes County.
23. The twenty-third district shall consist of Nelson County,

Griggs County, and Steele County, except that portion contained in the twentieth district.

24. The twenty-fourth district shall consist of Barnes County, except those portions contained in the twenty-second and twenty-ninth districts.
25. The twenty-fifth district shall consist of Antelope, Ibsen, Dwight, Barney, Mooreton, Center, Belford, Brandenburg, Summit, Brightwood, Waldo, Devillo, Elma, Greendale, La-Mars, and Fairmount townships in Richland County.
26. The twenty-sixth district shall consist of Sargent County, Richland County, except that portion contained in the twenty-fifth district, and Coburn, Shenford, Owego, Scoville, Sandown, Sydna, and Rosemeade townships in Ransom County.
27. The twenty-seventh district shall consist of LaMoure County, except that portion contained in the twenty-eighth district, and Ransom County, except that portion contained in the twenty-sixth district.
28. The twenty-eighth district shall consist of Emmons County, Logan County, and Glen, Raney, Swede, and Norden townships in LaMoure County.
29. The twenty-ninth district shall consist of Stutsman County, and Pierce, Uxbridge, Brimer, Eckelson, Mansfield, Meadow Lake, and Greenland townships in Barnes County, and shall be entitled to two senators and four representatives.
30. The thirtieth district shall consist of the city of Bismarck, and Hay Creek, Gibbs, Apple Creek, and Missouri townships, and the unorganized territory designated as townships 137-80 and 138-80 in Burleigh County, and shall be entitled to three senators and six representatives."
- "31. The thirty-first district shall consist of the city of Mandan, Engelter township, and the unorganized territory designated as townships 139-81, 139-82, 139-83, and 139-84 in Morton County."
- "32. The thirty-second district shall consist of Grant County, Sioux County, and the unorganized territory designated as townships 133-82, 134-79, 134-80, 134-81, 134-82, 134-83, 134-84, 135-79, 135-80, 135-81, 135-82, 135-83, 135-84, 136-79, 136-80, 136-81, 136-82, 136-83, 136-84, 137-79, 137-80, 137-81, 137-82, 137-83, 137-84, 137-85, 137-86, 137-87, 138-80, 138-81, 138-82, 138-83, 138-84, 138-85, 138-86, 138-87, 138-88, 138-89, and 138-90 in Morton County."

On page 8, delete lines 13 through 35, and insert in lieu thereof the following:

"Pt. Ward	1	12,325	12,325	-0.2
4. Mountrail, Pt. Burke	1	12,403	12,403	+0.4
5. Pt. Ward	4	49,147	12,287	-0.6
6. Bottineau, Pt. McHenry	1	12,427	12,427	+0.6
7. Pierce, Pt. McHenry	1	12,369	12,369	+0.1
8. McLean, Pt. Ward	1	12,266	12,266	-0.7
9. Rolette, Pt. Towner	1	12,288	12,288	-0.5
10. Cavalier, Pt. Towner, Pt. Ramsey	1	12,505	12,505	+1.2
11. Pembina Pt. Walsh	1	12,588	12,588	+1.9

12. Benson, Eddy	1	12,348	12,348	-0.1
13. Sheridan, Kidder, Pt. Burleigh, Pt. Wells	1	12,082	12,082	-2.2
14. Foster, Pt. Wells	1	12,183	12,183	-1.4"

On page 9, delete lines 3 through 35, and insert in lieu thereof the following:

"15. Pt. Ramsey	1	12,529	12,529	+1.4
16. Pt. Walsh	1	12,588	12,588	+1.9
17. McIntosh, Dickey	1	12,521	12,521	+1.3
18. Pt. Grand Forks	4	50,821	12,705	+2.8
19. Pt. Grand Forks, Pt. Walsh	1	12,084	12,084	-2.2
20. Traill, Pt. Cass	1	12,191	12,191	-1.3
21. Pt. Cass	5	61,157	12,231	-1.0
22. Pt. Cass, Pt. Barnes	1	12,233	12,233	-1.0
23. Nelson, Griggs, Pt. Steele	1	12,501	12,501	+1.2
24. Pt. Barnes	1	12,336	12,336	-0.2
25. Pt. Richland	1	12,389	12,389	+0.3
26. Sargent, Pt. Richland, Pt. Ransom	1	12,375	12,375	+0.2
27. Pt. Ransom, Pt. LaMoure,	1	12,379	12,379	+0.2
28. Emmons, Logan, Pt. LaMoure	1	12,547	12,547	+1.6"

On page 10, delete lines 3 through 13, and insert in lieu thereof the following:

"29. Stutsman, Pt. Barnes	2	24,734	12,367	+0.1
30. Pt. Burleigh	3	36,623	12,208	-1.2
31. Pt. Morton	1	12,763	12,763	+3.3
32. Grant, Sioux, Pt. Morton	1	12,344	12,344	-0.1
33. Oliver, Pt. Morton, Pt. Mercer	1	11,923	11,923	-3.5"

On page 10, delete lines 27 through 30, and insert in lieu thereof the following:

"Largest district per senator	12,763
Smallest district per senator	11,923
Deviation in percent, largest district	+3.3
Deviation in percent, smallest district	-3.5"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. PETERSON, Chairman

Rep. Miedema moved that the report be adopted.

Rep. Backes: "Mr. Speaker:

"I would request that my remarks be printed in the Journal.

"This is rather a peculiar way to argue against a committee report, without a Minority Report, but I want to explain why. There was not a problem in committee or with the Chairman Rep. Peterson that I could not file a Minority Report with an amendment as we would have wanted, but I did not do it because of the Council's time and staff and the work involved. A Minority Report would have represented a completely new bill listing all new district lines and everything else, and it was my feeling that defeat of this committee report would have the same effect, and we could send the bill back to committee by another motion to have it amended, and then such a report could come out.

"I cannot support this bill because of three basic reasons, and I suppose the first would have to be because it contains multi-senatorial districts. There is no basis whatsoever that we can find for having multi-senatorial districts other than political control of the district and for political control of the state legislature. They make the point that they have a common interest in these cities and that they should be multi-senatorial districts. If we are going to follow that analogy that they have a common interest and that gives the right for multi-senatorial districts, then why don't we have multi-senatorial districts West of the river? They have a common interest. It is agriculture country or cowboy country, as we call it, and their interests are as similar as in Fargo or Minot or other cities. We could take the six or eight districts in the Northwest corner. We have a common interest. It is agricultural land, we have some oil, and if we are going to use that analogy, we have a common interest.

"We can carry this further, and why not just have one statewide election with no districts. We all have a common interest. We are all North Dakotans and we have a common interest in North Dakota. I don't think that having a common interest justifies having multi-senatorial districts.

"Now, there are some other problems to multi-senatorial districts that I feel are real. One is the identification of candidates. Nobody, not even in a rural district, would have more than fifty percent recognition on the street in his district — even people who have been in the legislature quite a while. How in the world could anybody know the candidates when you have thirty on the ballot. It is impossible. You just can't know the people. I don't believe that is right.

"There is also an inconvenience factor. It is possible to have thirty people knocking at your door and passing out campaign literature. Most people don't like this — although some say they do. It is ironic that you would have to go through thirty people.

"I say again that multi-senatorial district have but one reason and that is political control of the area and the exclusion of minority representation.

"Now, there is another point that I wish to make — that we can't break down the cities, that we can't break them down to a single legislative district. We can do that. It is no tougher to do that to a city than to a rural area. In rural areas we go down county lines or township lines. It does not make any difference how disruptive it is. We can do the same thing with cities. We have had reapportionment in the rural areas where the population gets all chopped up, and the cities sit back and think they should not get disrupted one bit. The political organization goes on, and we don't have to work for a new organization or commit-

tee. There is no problem in breaking these cities down into single senatorial districts.

"The reapportionment plan you have in front of you is an interpolation of 1960 and 1970 census figures done by R. R. Smith, but there are districts showing no population where this plan shows they have ten people left, and the same thing could have been done in the cities. It might not be exact to the block, but it isn't exact in rural areas either. The R. R. Smith Report broke down these figures for the rural areas and it could be done in the cities for council seats and precinct lines, and these can be broken down for legislative seats.

"There is one other argument before I yield to Rep. Winge, and that is the argument about areas. I think it is wrong. For some reason the cities feel they should have all the representation from the air bases. I don't think the rural people should have it either. If we have single senatorial districts, then neither one of us will have it, because the air bases will be a single senatorial district. Why should the cities have the extra two senators and four house members from the air bases?

"By the way, when the census was taken, the college students were counted in the cities where they go to college — some 20,000 students. They were counted in the cities, but they come home for the summer to get money from mom and dad to go to school, but their representation goes to the cities. You have the 20,000 in the colleges and the people at the air bases, and you are talking about giving these extra four senate seats and eight house seats in the house to the cities. Aren't the rural people just as important? If we are going to have multi-senatorial district, the air bases should be given to the rural areas to offset the college student population. Now people will say, why do you even count the air bases? We have no choice in that. We must count them and we must give them representation. The only way we can get around that is with voter registration, and if that had been used in the past we could possibly reapportion on the voters registration. They have done that in Hawaii because of their transitory population. We could get by with it here because of the transitory nature of our people at the air base. In the recent special election for senator in the Fifth District only nineteen votes were cast by the 12,077 people at the air base. The votes just aren't there.

"Mr. Speaker, I will close with this without going into the last point because Rep. Winge has proposed a plan. This is a plan that we had in committee and was considered by the committee — I will say lightly, and I would prefer to have Rep. Winge further explain the plan."

Rep. Backes requested a recorded roll call vote on the motion of Rep. Miedema to adopt the committee report on House Bill No. 1042.

ROLL CALL

The question being on the adoption of the Committee Report on House Bill No. 1042.

The roll was called and there were ayes, 66; nays, 33; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Laske	Reimers
Austin	Hendrickson	Leibhan	Rice
Backlin	Hensrud	Lodoen	Royse
Berg	Hentges	Marsden	Rued
Bridston	Hickle	Martinson	Schindler
Christensen, H.	Hildebrand	Matheny	Scofield
Christensen, R.	Hilleboe	Metzger	Stone
Dick	Jacob	Miedema	Streibel

Eagles	Jaeger	Murphy	Strinden
Freborg	Jenkins	Nermyr	Thorsgard
Froeber	Kermott	Olin	Timm
Ganser	Kingsbury	Olson	Tweten
Garnas	Kloubec	Peterson	Wagner
Grubb	Knudson	Poyzer	Watkins
Gunderson	LaGrave	Rau	Winkjer
Haugland	Lang	Raymond	Mr. Speaker
Hausauer, A.	Larson		

Those voting in the negative were:

Backes	Hartl	Linderman	Rundle
Bassingthwaite	Jacobson	Livingston	Solberg
Dornacker	Johnson, H.	Lundene	Tinjum
Dotzenrod	Johnson, K.	McGauvran	Vander Vorst
Erickson	Kretschmar	Mertens	Weber
Fleming	Langley	Meyer	Welder
Gackle	Laughlin	Opedahl	Wilkie
Gengler	Lee	Orange	Winge
Gronneberg			

Absent and not voting:

Herman	Rivinius	Stoltenow
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The committee report was adopted and House Bill No. 1042 was placed on the Sixth Order.

MOTION

Rep. Streibel moved that the following Supplemental Budgetary Message to the 43rd Legislature by Governor Link be printed in the Journal, which motion prevailed.

SUPPLEMENTAL BUDGETARY MESSAGE TO THE 43RD LEGISLATURE

BY

Governor Arthur A. Link

"In considering my budget recommendations to the 43rd Legislature, I recognize the months of work and careful consideration that have gone into the Executive Budget of my predecessor, Governor William L. Guy. Little would be gained if I were to question every item or recommend dozens of changes without the benefit of hearing the opinions of the many department heads, administrators, budget analysts and their staff. I have therefore chosen to leave the recommended executive budget intact, using it as a base for additions or deletions depending on the nature of my recommendations.

"It is appropriate at this point to quote a paragraph from Governor Guy's budget message:

The budget is extremely important. We assign priorities and indicate the degree of support of programs through the budgetary process.

"Because this is so, I am issuing this special message to the legislature to outline several additional appropriations to support needed programs along with several suggested areas of tax reform.

"This does not mean that these will be the only items that the legislature may consider. I know that dozens of other proposals designed to accomplish similar objectives will receive the careful consideration of the legislative assembly and some will eventually reach my desk. I will attempt to be objective as I analyze each measure and its relationship to the overall goal of providing adequate services within income limitations and tax equity.

"In this spirit I solicit the support of the legislature for the following additional appropriations:

I.

"I propose that sufficient general fund monies be added to the

state's revenue sharing funds to provide \$42 million to fund elementary and secondary education above the expenditures of the present biennium. In addition, I propose mill levy adjustments to provide for a \$15 million a year (\$30 million per biennium) local tax reduction. Such proposals would allow a \$12 million per biennium increase in support for education through the Foundation Aid Program. (Page 6, Message to the Legislature.)

II.

"I propose an additional \$500,000 appropriation for the Heritage Center. This would bring the total appropriation to \$1 million which would exhibit the state's resolve to complete a Heritage Center for its people. (Page 9, Message to the Legislature.)

III.

"I propose the restoration of \$9,400 to the Arts and Humanities budget which was deleted from the original executive budget. (Page 5, Message to the Legislature.)

IV.

"I propose a \$2 million appropriation for the summer youth work program which will provide needed employment for North Dakota's young people during the summer months. (Page 9, Message to the Legislature.)

V.

"I propose \$956,000 to more adequately fund vocational education. The State Board for Vocational Education needs this assistance in order to carry out its responsibility of providing quality vocational education to a far greater degree than is presently possible under the current executive budget. Notwithstanding the commendable 96% increase, the numbers of students in need of this educational opportunity justifies the additional request. (Page 4, Message to the Legislature.)

VI.

"I propose an additional \$42,500 appropriation for the Business and Industrial Development Department. This department is, in my opinion, inadequately staffed and funded, and if we are going to create meaningful opportunities in North Dakota, then we have to adequately fund this most important agency. (Page 9, Message to the Legislature.)

"At the same time that additional appropriations are being requested, it is also possible within existing budget recommendations to enact a meaningful program of tax relief. The most recent estimates of tax collections by the Department of Accounts and Purchases indicate that the state will end this biennium with a general fund balance of \$41 million in addition to \$9.3 million in the revenue sharing fund. Anticipated revenues during the next biennium will be \$282,075,000 (including revenue sharing funds). The present executive budget would recommend expenditures of \$267,895,000 during the 1973-1975 biennium to leave a general fund balance of \$64,480,000. My proposals would reduce the balance to nearly \$37 million.

"For that reason, I propose that the legislature pass legislation granting substantial tax relief to North Dakotans. When North Dakota taxpayers pay more than is needed to operate state government, then they are entitled to a refund.

I.

"The first priority in a program of tax relief should be the elimination of the sales tax from grocery food items. This will provide meaningful tax relief to every North Dakotan. It is estimated that exempting groceries from the sales tax would cost \$10 million a biennium. However, during the first biennium, only 7 quarters of sales tax collection would include the reduced base and therefore the first biennium cost would be \$8,750,000.

II.

"I also propose legislation to grant substantial tax relief to our senior citizens. There are instances in this state where senior citizens are asked to pay up to 20% of their rather meager retirement incomes in property taxes. The Homestead Credit Act of 1969 has not been an effective solution. Therefore, I propose additional tax relief to senior citizens in the form of tax credits. Such a program would cost \$1.3 million for the first biennium and \$2.6 million per biennium thereafter. What could be more appropriate than to assist some of the people who have supported our schools and local governments for years through their property tax dollars?

"These recommendations will provide almost \$29 million in tax relief while allowing necessary funding for needed programs. They also provide a proposed general fund balance on June 30, 1975, of over \$27 million.

GENERAL FUND BALANCES AND REVENUE

(Based on January 4, 1973 estimates and present tax structures)

Estimated Balance June 30, 1973.....		\$ 41,000,000
Estimated Income July 1, 1973 to		
June 30, 1975.....		\$266,075,000
General Fund Available.....		\$307,075,000
Federal Revenue Sharing Balance		
June 30, 1973.....	\$ 9,300,000	
Estimated Revenue Sharing Income		
July 1, 1973 to June 30, 1975.....	16,000,000	
Total Revenue Sharing		
Fund Available.....		25,300,000
Total Available General &		
Revenue Sharing Funds.....		\$332,375,000
Proposed Executive Budget.....		267,895,000
Estimated Balance June 30, 1975.....		\$ 64,480,000
Foundation Program:		
1971-73 Expenditures.....	\$ 52,685,000	
Governor Link Proposed Increase.....	42,000,000(1)	
Total 1973-1975 Proposed		
Appropriation.....	\$ 94,685,000	
Less Proposed in Executive		
Budget of Gov. Guy.....	67,000,000	
Needed Increase to Meet		
Governor Link Proposed.....		27,685,000
Balance June 30, 1975.....		\$ 36,795,000
Following Increases In Budget and Tax Relief Proposed by Gov. Link:		
Heritage Center Building.....	\$ 500,000	
Vocational Education Budget.....	956,000	
Arts and Humanities Budget.....	9,400	
Summer Youth Work Program.....	2,000,000	
Business and Industrial Development		
Dept. Management Advisor.....	42,500	
Exempt Groceries from Sales Tax.....	8,750,000*	
Senior Citizen Tax Relief.....	1,300,000**	
Total.....		-13,557,900
Balance.....		\$ 23,237,100
Capitol Building Addition -		
Indefinitely Postponed.....		3,800,000
Proposed Balance June 30, 1975.....		\$ 27,037,100

*Exemption of groceries from sales tax in full biennium would be a loss in revenue of \$10,000,000; 7 quarters in 1973 - 1975 biennium will result in loss of \$8,750,000.

**Senior Citizen Tax Relief will require an appropriation of \$2,600,000 in future bienniums but will require \$1,300,000 for 1973 - 1975 biennium.

Note (1) \$21,000,000 a year additional foundation program payments from state funds will provide a \$15,000,000 a year property tax relief and \$6,000,000 a year for increased costs of elementary and secondary education."

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 16, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Benjamin A. Dove, Pastor, First Presbyterian Church, Mandan.

Roll was called, and all member were present except Reps. Herman and Rivinius.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 finds the same to be correct.

REP. GUNDERSON, Chairman

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

RECOGNITION

Speaker Bunker 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.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1138 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

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

House Bill No. 1138 was indefinitely postponed.

MOTION

Rep. Hilleboe moved that House Bill No. 1224 be returned from the Committee on Industry, Business and Labor for the purpose of withdrawing the bill, which motion prevailed.

Rep. Hilleboe requested permission to withdraw House Bill No. 1224. There being no objection, it was so ordered by Speaker Bunker.

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1031

House Bill No. 1174

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2018

Senate Bill No. 2019
 Senate Bill No. 2023
 Senate Bill No. 2051
 Senate Bill No. 2084
 Senate Bill No. 2092
 Senate Bill No. 2094
 Senate Bill No. 2097
 Senate Bill No. 2114
 Senate Bill No. 2128
 Senate Bill No. 2129
 Senate Bill No. 2131
 Senate Bill No. 2162
 Senate Bill No. 2163
 Senate Concurrent Resolution No. 4009

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 2017. A Bill for an Act to amend and reenact Section 2 of chapter 189 of the 1969 Session Laws of North Dakota, providing the superintendent of public instruction and, in case of appeal, the board of public school education with authority to limit certain school construction projects; and to repeal section 1 of chapter 189 of the 1969 Session Laws of North Dakota, providing statements of legislative rationale.

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, 3; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hendrickson	Livingston	Royse
Backes	Hensrud	Lodoen	Rued
Backlin	Hentges	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scotfield
Christensen, H.	Hilleboe	Martinson	Solberg
Christensen, R.	Jacob	Matheny	Stoltenow
Dick	Jacobson	Mertens	Stone
Dornacker	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Thorsgard
Erickson	Kermott	Murphy	Timm
Fleming	Kingsbury	Nermyr	Tinjum
Freborg	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Langley	Poyzer	Welder
Gunderson	Larson	Rau	Wilkie
Hartl	Laske	Raymond	Winge
Haugland	Laughlin	Reimers	Winkjer
Hausauer, A.	Lee	Rice	Mr. Speaker
Hausauer, L.	Linderman		

Those voting in the negative were:

Bassingthwaite Grubb Jaeger

Absent and not voting:

Atkinson Herman Leibhan Rivinius
 Gronneberg

So the bill passed and the title was agreed to.

Senate Bill No. 2067. A Bill for an Act to amend and reenact section 32-28-02 of the North Dakota Century Code, relating to the procedures for changing a person's first name.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hensrud	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Grubb	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland	Laughlin	Reimers	

Absent and not voting:

Atkinson	Herman	Rivinius
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So the bill passed and the title was agreed to.

Senate Bill No. 2082. A Bill for an Act to amend and reenact sections 16-04-16 and 16-08-01 of the North Dakota Century Code, relating to the designations of state offices which appear on the primary election 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, 96; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hensrud	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Hickle	Lodoen	Schindler
Bridston	Hildebrand	Lundene	Scofield
Christensen, H.	Hilleboe	McGauvran	Solberg
Christensen, R.	Jacob	Marsden	Stoltenow
Dick	Jacobson	Martinson	Stone
Dornacker	Jaeger	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Erickson	Johnson, H.	Metzger	Thorsgard
Fleming	Johnson, K.	Meyer	Timm
Freborg	Kermott	Miedema	Tinjum
Froeber	Kingsbury	Murphy	Tweten

Gackle	Kloubec	Nermyr	Vander Vorst
Ganser	Knudson	Olin	Wagner
Garnas	Kretschmar	Olson	Watkins
Gengler	LaGrave	Opedahl	Weber
Grubb	Lang	Orange	Welder
Gronneberg	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker

Those voting in the negative were:
Hendrickson

Absent and not voting:

Atkinson	Herman	Peterson	Rivinius
Eagles			

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

House Bill No. 1031. A Bill for an Act relating to the establishment of human service centers to provide human services from a single unit in accordance with the joint exercise of governmental powers.

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, 4; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Hendrickson	Linderman	Royce
Backes	Hensrud	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Hickle	Lundene	Schindler
Berg	Hildebrand	McGauvran	Scotfield
Bridston	Hilleboe	Marsden	Solberg
Christensen, H.	Jacob	Martinson	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jenkins	Mertens	Streibel
Dornacker	Johnson, H.	Metzger	Strinden
Dotzenrod	Johnson, K.	Meyer	Thorsgard
Eagles	Kermott	Miedema	Timm
Erickson	Kingsbury	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Tweten
Froeber	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gengler	Lang	Orange	Weber
Gronneberg	Langley	Peterson	Welder
Gunderson	Larson	Poyzer	Wilkie
Hartl	Laske	Rau	Winge
Haugland	Laughlin	Raymond	Winkjer
Hausauer, A.	Lee	Reimers	Mr. Speaker
Hausauer, L.	Leibhan	Rice	

Those voting in the negative were:

Freborg	Gackle	Grubb	Jaeger
Absent and not voting:			
Atkinson	Herman	Rivinius	

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Hilleboe:

"Mr. Speaker: I rise on a point of personal privilege.

"Following the vote on House Bill No. 1176 — I voted nay, not because of the bill, but because I did not have adequate information to discuss the bill. It is the one where we made the bill

retroactive which Rep. Winkjer discussed, and is to be retroactive to January 1, 1973. This means that the Code will go into effect July 1, and could mean that anyone in violation of this section will not know he is in violation. The specific point I wanted to check out is the penalty, and I find it is possible he could be declared a misdemeanor or fined, depending on the problem. We do have in this House an emergency device, and I think we should be very cautious in passing any retroactive bill where a citizen could be held in violation of a law that he did not know exists by insertion of January 1.

"We have a section in the Code 1-02-10 which states the code is not retroactive unless so declared. When you come to the income tax section, I don't think there should be any retroactive bills passed, and we should use the emergency clause. I think we are acting very dangerously by acting on a bill that people can violate without knowing the law exists."

MOTION

Rep. Winkjer moved that the Clerk of the House be instructed to send a complete set of bills, resolutions, calendars and Journals to the Law Library of the University of North Dakota at Grand Forks, which motion prevailed.

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 1:00 p.m., Wednesday, January 17, 1973, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Murphy introduced:

House Bill No. 1264. A Bill for an Act to create and enact section 10-15-33.1 of the North Dakota Century Code, requiring a cooperative association to provide the holders of certain of its certificates the option, when the holder reaches age sixty-five, of redemption for cash, or tangible personal property; and to provide for automatic redemption upon the death of the holder.

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

Rep. Atkinson introduced:

House Bill No. 1265. A Bill for an Act to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to Juvenile court personnel.

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

Reps. Atkinson and Winkjer introduced:

House Bill No. 1266. A Bill for an Act to amend and reenact sections 27-08-40, 27-08-41, subsection 5 of section 29-01-06, and sections 29-16-02, 33-12-19, and 40-18-15 of the North Dakota Century Code, relating to the limitation of the right to trial by jury in municipal courts and in all other courts for cases in which the penalty for conviction does not exceed thirty days' imprisonment or a fine of more than five hundred dollars; and to repeal sections 40-18-16, 40-18-17, and 40-18-18 of the North Dakota Century Code, relating to trial by jury in municipal court cases.

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

Reps. Lee and Kermott introduced:

House Bill No. 1267. A Bill for an Act to amend and reenact subsection 2 of section 20.1-03-04 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to resident fishing license requirements.

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

Reps. Atkinson and Martinson introduced:

House Bill No. 1268. A Bill for an Act to adopt the interstate disaster compact, providing for cooperation between states in the event of a disaster or emergency.

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

Reps. Metzger and Gengler introduced:

House Bill No. 1269. A Bill for an Act to amend and reenact sections 34-06.1-01, 34-06.1-02, and 34-06.1-03 of the North Dakota Century Code, relating to prohibiting discrimination in employment because of race, color, religion, sex, or national origin.

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

Reps. Strinden and Atkinson introduced:

House Bill No. 1270. A Bill for an Act to amend and reenact section 44-05-03 of the North Dakota Century Code, relating to fees for taking acknowledgement and administering oaths and raising the fee.

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

Rep. Gengler introduced:

House Bill No. 1271. A Bill for an Act relating to statements made by persons sustaining personal injuries and prohibiting taking the same in certain situations.

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

Rep. Hilleboe introduced:

House Bill No. 1272. A Bill for an Act to repeal sections 53-02-10 and 53-05-08 of the North Dakota Century Code, relating to the admission of minors to public dances and certain other public places.

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

Rep. Freborg introduced:

House Bill No. 1273. A Bill for an Act to amend and reenact section 11-15-07 of the North Dakota Century Code, relating to county fees.

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

Rep. Winkjer introduced:

House Bill No. 1274. A Bill for an Act relating to the establishment of guidelines for the management and use of investments held by educational, religious, or charitable institutions.

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

Rep. Winkjer introduced:

House Bill No. 1275. A Bill for an Act to provide that criminal dispositions are to be entered promptly on the record, to provide that criminal records are to be opened to public inspection at reasonable times, and providing a penalty.

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

Rep. Winkjer introduced:

House Bill No. 1276. A Bill for an Act to provide for the use of identifying devices and to provide for the duty owed disabled persons; and providing a penalty.

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

Rep. Herman introduced:

House Bill No. 1277. 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. Herman introduced:

House Bill No. 1278. A Bill for an Act to create and enact section 10-04-06.1 of the North Dakota Century Code, relating to suspension and revocation of exemptions; to amend and reenact subsection 12 of section 10-04-02 of the North Dakota Century Code, relating to the definition of security; to amend and reenact subsection 6 of section 10-04-05 of the 1971 Supplement to the North Dakota Century Code, relating to the exemption of certain securities from registration; to amend and reenact subsections 3, 4, 6, 8, and 9 of section 10-04-06 of the 1971 Supplement to the North Dakota Century Code, relating to certain transactional exemptions from registration; to amend and reenact subsections 2 and 3 of section 10-04-07.1 of the 1971 Supplement to the North Dakota Century Code, relating to registration by announcement; and to repeal all of the language following subsection 12 of section 10-04-06 of the 1971 Supplement to the North Dakota Century Code, relating to suspension and revocation of transactional exemptions.

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

Rep. Herman introduced:

House Bill No. 1279. A Bill for an Act to amend and reenact section 10-04-16 of the North Dakota Century Code, relating to orders, injunctions, and prosecutions for violations of Securities Act.

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

Rep. Herman introduced:

House Bill No. 1280. A Bill for an Act to create and enact sections 39-06-30.1 and 39-06-42.1, and amend and reenact sections 39-06-42, 39-06-51, subsection 1 of section 39-08-01, and section 39-20-04 of the North Dakota Century Code, relating to penalty for driving while license suspended or revoked, moving traffic warnings by enforcement officials, driving under the influence of alcohol or drugs, revocation of driver's license for refusing to submit to chemical test to determine the alcohol content of the blood, recognizing military rules and regulations, and also tribal ordinances dealing with the operation of motor vehicles and giving specific authority to incorporated municipalities to enact ordinances dealing with driving under suspension, cancellation and revocation of a driver's license.

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

Reps. Kermott, Stone, Lee and Haugland introduced:

House Bill No. 1281. A Bill for an Act to amend and reenact sections 16-17-10 and 16-17-15 of the North Dakota Century Code, relating to adding a vice chairwoman as an officer of the district and state committees.

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

Rep. Dornacker introduced:

House Bill No. 1282. A Bill for an Act to amend and reenact subdivision h of subsection 2 of section 57-37-11 of the North Da-

kota Century Code, relating to the marital deduction; and to amend and reenact section 57-37-13 of the North Dakota Century Code, relating to the rate of tax upon the estate of decedents.

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

Reps. Mertens and Hildebrand introduced:

House Bill No. 1283. A Bill for an Act to amend and reenact section 11-13-13 of the North Dakota Century Code, relating to the fees charged by county auditors, and providing an exemption for certificates of taxes furnished county registers of deeds.

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

Reps. Mertens and Hildebrand introduced:

House Bill No. 1284. A Bill for an Act to provide that county registers of deeds notify county auditors, or send copies to them, of deeds, plats, and vacations of plats, streets, or roads at the time of filing.

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

Reps. Orange, Langley and Rued introduced:

House Bill No. 1285. A Bill for an Act to create and enact section 39-06-19.1 of the North Dakota Century Code, to provide for the extension of the term of drivers' licenses held by members of the armed forces.

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

Rep. Winkjer introduced:

House Bill No. 1286. A Bill for an Act to repeal section 20.1-04-12 of the North Dakota Century Code as contained in section 11 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the time period during which bird dogs may not be trained or permitted to run loose.

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

Rep. Rued introduced:

House Bill No. 1287. A Bill for an Act to require banking institutions and building and loan associations to pay interest on certain escrow accounts.

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

Reps. Atkinson and Wagner introduced:

House Bill No. 1288. A Bill for an Act to amend and reenact section 62-01-07 of the North Dakota Century Code, relating to licensing of pistols.

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

Rep. Murphy introduced:

House Bill No. 1289. A Bill for an Act to amend and reenact subsections 3 and 4 of section 12-41-14 of the North Dakota Century Code, relating to trespass upon privately owned lands regardless of whether or not they are posted.

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

Reps. Hentges, Dornacker and Knudson introduced:

House Bill No. 1290. A Bill for an Act to provide that retired teachers may elect benefits under the teachers' fund for retirement, to provide for contributions to the fund, and to provide an alternative increase in benefits for annuitants of the teachers' insurance and retirement fund who elect not to come under the new program.

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

Reps. Dick, Hentges, Metzger, Weber and Haugland introduced:

House Bill No. 1291. A Bill for an Act to create and enact section 4-08-10.1 of the North Dakota Century Code, relating to premiums for boys' and girls' clubwork at county achievement days.

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

Rep. Raymond introduced:

House Bill No. 1292. A Bill for an Act relating to attachments of stickers and advertising devices to motor vehicles, and providing a penalty.

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

Reps. Winkjer and Hartl introduced:

House Bill No. 1293. A Bill for an Act to amend and reenact subsection 1 of section 6-08-16, and sections 6-08-16.1 and 12-38-07 of the North Dakota Century Code, relating to checks negotiated upon premises licensed for the sale of alcoholic beverages.

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

Reps. Leibhan and Larson introduced:

House Bill No. 1294. A Bill for an Act to create and enact section 15-47-22.1, and to amend and reenact section 15-47-22 of the North Dakota Century Code, relating to inspection of pupils and health certificates for school district employees.

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

Reps. Murphy, Olin and R. Christensen introduced:

House Bill No. 1295. A Bill for an Act to amend and reenact subsection C of section 52-09-08 of the North Dakota Century Code, to provide a limitation on levies for social security.

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

Reps. Larson and McGauvran introduced:

House Bill No. 1296. A Bill for an Act to amend and reenact section 15-29-13 of the North Dakota Century Code relating to the incidental revolving fund of school districts.

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

Reps. Eagles and Dotzenrod introduced:

House Bill No. 1297. A Bill for an Act to amend and reenact section 15-38.1-02 of the North Dakota Century Code, to include institutions of higher learning and state schools under the director of institutions within professional negotiations law.

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

Rep. Eagles introduced:

House Bill No. 1298. A Bill for an Act to amend and reenact sections 23-15-01 and 23-15-02 of the North Dakota Century Code, relating to the definition of "fireworks" and prohibitions on their use; and to repeal sections 23-15-03 and 23-15-04 of the North Dakota Century Code, relating to public displays of fireworks and exceptions to the permit requirement.

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

Rep. Froeber introduced:

House Bill No. 1299. A Bill for an Act to provide for a special mill levy for county law enforcement services.

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

Rep. Hentges and Dornacker introduced:

House Bill No. 1300. A Bill for an Act to amend and reenact sections 58-04-10, 58-05-02, and 58-05-18 of the North Dakota Century Code, relating to the appointment of township assessors; and to repeal section 58-09-01 of the North Dakota Century Code, relating to the requirement that township assessors be electors and owners of property in their township.

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

Reps. Hentges and Kloubec introduced:

House Bill No. 1301. A Bill for an Act to create and enact section 47-16-15.1 of the North Dakota Century Code, providing that it is a misdemeanor for a tenant to vacate a rented dwelling unit if the unit is damaged as a result.

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

Reps. Jaeger, Grubb and Matheny introduced:

House Bill No. 1302. A Bill for an Act to amend and reenact section 15-47-14, to provide that school districts' employees who continue to work instead of attending education association meetings shall be entitled to their regular salary.

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

FIRST READING OF HOUSE RESOLUTIONS

Reps. Atkinson and Streibel introduced:

House Concurrent Resolution No. 3031. A Concurrent Resolution to amend and reenact sections 56 and 67 of the Constitution of the State of North Dakota, relating to flexible sessions of the legislative assembly; and to repeal sections 55 and 60 of the Constitution of the State of North Dakota, relating to the sessions and procedures of the legislative assembly.

Which was read the first time, and referred to the Committee on State and Federal Government.

Rep. Gengler introduced:

House Concurrent Resolution No. 3022. A Concurrent Resolution requesting a legislative council study of the feasibility of establishing a Department of Transportation to provide rail passenger service to the communities in this state.

Which was read the first time, and referred to the Committee on Transportation.

Rep. Gengler introduced:

House Concurrent Resolution No. 3023. A Concurrent Resolution urging the President of the United States and the Congress of the United States to provide a moratorium on any railroad abandonments pending a complete study of the transportation needs of this nation.

Which was read the first time, and referred to the Committee on Transportation.

Rep. Gengler introduced:

House Concurrent Resolution No. 3024. A Concurrent Resolution urging the President of the United States and the Congress of the United States to amend the Rail Passenger Service Act of 1970 (Public Law 91-518).

Which was read the first time, and referred to the Committee on Transportation.

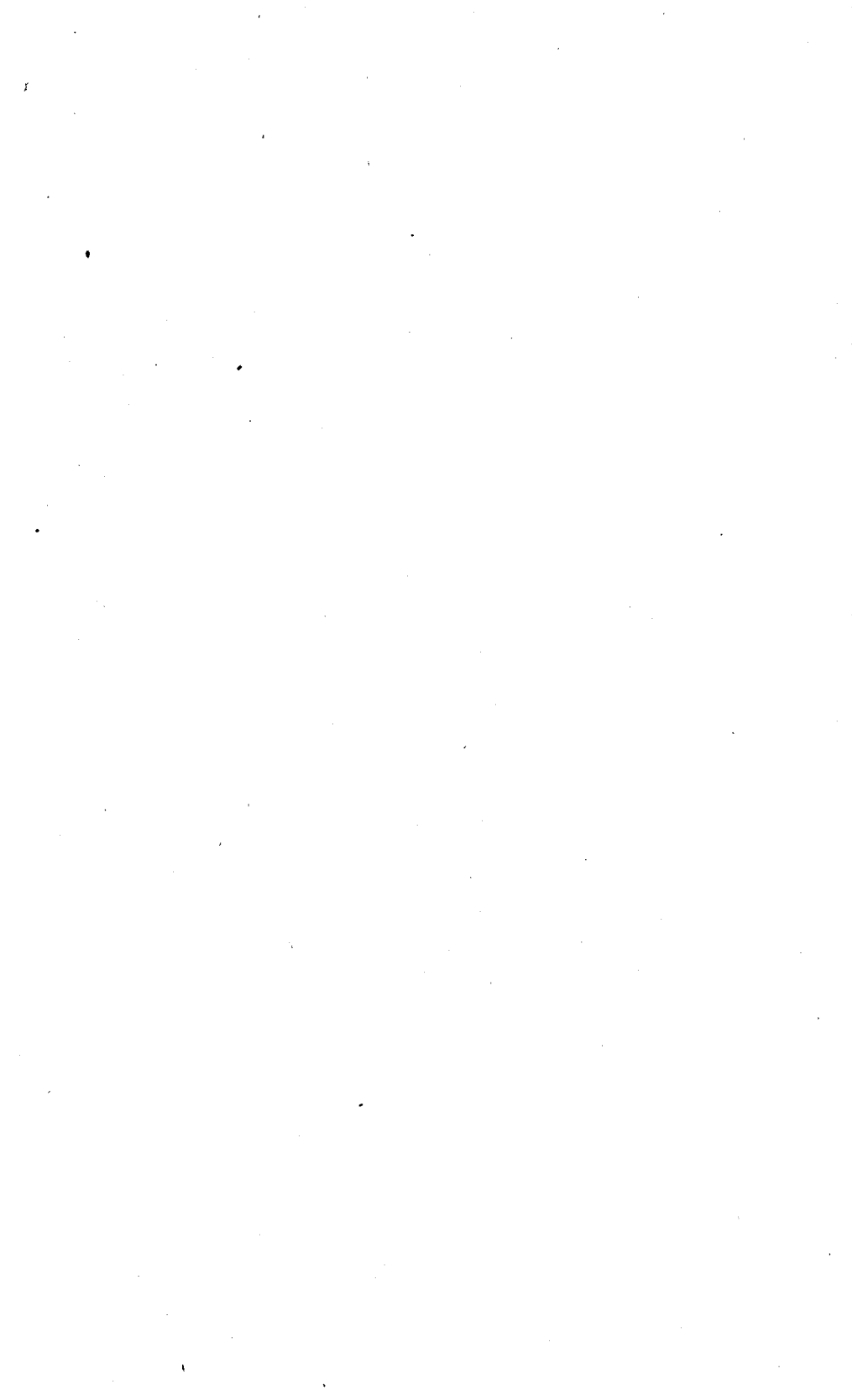
Rep. Gengler introduced:

House Concurrent Resolution No. 3025. A Concurrent Resolution urging AMTRAK to improve the service and facilities of the national rail passenger service.

Which was read the first time, and referred to the Committee on Transportation.

Pursuant to Rep. Streibel's motion, the House recessed until 1.00 p.m., Wednesday, January 17, 1973.

ROY GILBREATH, Chief Clerk



ELEVENTH DAY AFTER RECESS AND TWELFTH DAY

Bismarck, January 17, 1973

The House reconvened at 1:00 p.m., with Speaker Bunker presiding.

SIXTH ORDER OF BUSINESS

Rep. Hartl has moved that the amendments to House Bill No. 1013 as recommended by the Committee on Appropriations as printed on page 186 of the House Journal be adopted, which motion prevailed.

Rep. Miedema has moved that the amendments to House Bill No. 1042 as recommended by the Committee on Reapportionment as printed on pages 188 through 191 of the House Journal be adopted, which motion prevailed.

Rep. H. Christensen has moved that the amendments to House Bill No. 1077 as recommended by the Committee on Judiciary as printed on page 187 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Rice introduced:

House Bill No. 1303. A Bill for an Act to provide reimbursement by the state of certain election costs incurred by the counties in statewide and special elections.

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

Rep. Rice introduced:

House Bill No. 1304. A Bill for an Act to amend and reenact subsections 2 and 3 of section 57-37-24 of the North Dakota Century Code, relating to collection and distribution of estate taxes.

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

Rep. Rice introduced:

House Bill No. 1305. A Bill for an Act to amend and reenact section 16-10-12 of the North Dakota Century Code, relating to the appointment and qualifications of poll clerks of elections.

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

Reps. Royse and Atkinson introduced:

House Bill No. 1306. A Bill for an Act to amend and reenact section 27-11-05 of the North Dakota Century Code, relating to legal education, requirements for admission to the bar, and eliminating bar examination requirements for graduates of the university of North Dakota school of law, and declaring an emergency.

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

Rep. Dornacker introduced:

House Bill No. 1307. A Bill for an Act to suspend the county mill levy for schools for 1973 and 1974, to provide that the state make the entire equalization program payment, to declare legislative intent; and providing an appropriation.

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

Rep. Weber introduced:

House Bill No. 1308. A Bill for an Act to create and enact a new subsection to section 20.1-02-05 of the North Dakota Century Code as contained in section 9 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to 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. Larson introduced:

House Bill No. 1309. A Bill for an Act to amend and reenact section 63-01.1-10 and subsection 2 of section 63-01.1-11 of the North Dakota Century Code, relating to notice of weed cutting and providing that the board of county commissioners publish and pay for such notice.

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

Rep. Metzger introduced:

House Bill No. 1310. 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.

Reps. Larson and Lodoen introduced:

House Bill No. 1311. A Bill for an Act to require that mobile home owners report each movement of a registered mobile home from one location to another to the director of tax equalization of the county from which the mobile home is to be moved; and providing a penalty.

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

Rep. K. Johnson introduced:

House Bill No. 1312. A Bill for an Act to amend and reenact subsection 4 of section 57-24-03, section 57-24-07, subsection 2 of section 57-24-12, and section 57-28-06 of the North Dakota Century Code, relating to advertising costs of notice of sale of land for delinquent taxes, and to the cost of publication of notice of expiration of redemption period.

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

FIRST READING OF SENATE BILLS AND RESOLUTIONS

Senate Bill No. 2018. A Bill for an Act to amend and reenact section 16-01-07, subsection 1 of section 16-04-13, and sections 16-04-17 and 16-06-02 of the North Dakota Century Code, relating to the form and preparation of sample ballots.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2019. A Bill for an Act to amend and reenact section 46-01-02 of the North Dakota Century Code, relating to printing duties of the department of accounts and purchases.

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

Senate Bill No. 2023. A Bill for an Act to amend and reenact section 46-02-15 of the North Dakota Century Code, relating to where state and other political subdivision printing is to be done.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2051. A Bill for an Act to create and enact section 36-04-03.1 of the North Dakota Century Code, relating to license checks for livestock dealers; to amend and reenact sections 36-04-01, 36-04-03, 36-04-04, 36-04-05, 36-04-07, 36-04-09, 36-04-10, 36-04-11, 36-04-12, 36-04-13, 36-04-14, 36-04-15, 36-04-16, 36-04-17, 36-04-18, 36-04-19, and 36-04-20 of the North Dakota Century Code; to repeal sections 36-04-06 and 36-04-08 of the North Dakota Century Code, all relating to livestock dealer licensing and bonding.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2084. A Bill for an Act to repeal section 16-04-08 of the North Dakota Century Code, relating to filling vacancies in party primary election ballots.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2092. A Bill for an Act to amend and reenact subsection 1 of section 39-04-19 of the North Dakota Century Code, relating to non-resident mile tax in lieu of motor vehicle registration.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2094. A Bill for an Act to amend and reenact section 15-22-01 of the North Dakota Century Code, relating to the county superintendent of schools' term of office.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2097. A Bill for an Act to provide for the licensing of operators of surface ambulance services; to provide a fee therefore; to provide standards for qualifying as licensed operators of ambulance services; to provide for a penalty; and to provide for an effective date.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2114. A Bill for an Act to provide that the alteration of odometers or other mileage recorders, hour meters on tachometers or other hour recorders is a misdemeanor, and providing a penalty.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2128. A Bill for an Act to create and enact sections 39-04-54 and 39-04-55 of the North Dakota Century Code, and to repeal sections 39-05-10 and 39-05-12 of the North Dakota Century Code, relating to the registration of motor vehicles; and providing a penalty.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2129. A Bill for an Act to amend and reenact section 60-05-04 of the North Dakota Century Code, relating to fees of examiner for installing and examining accounting system.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2131. A Bill for an Act to amend and reenact section 60-05-02 of the North Dakota Century Code, relating to examination of financial accounts of elevator or warehouse by competent examiner.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2162. A Bill for an Act to amend and reenact section 39-18-01 of the North Dakota Century Code, relating to licensing of mobile home dealers.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2163. A Bill for an Act to amend and reenact section 39-18-03 of the North Dakota Century Code, relating to the registration period for mobile homes, house trailers and travel trailers and declaring an emergency.

Which was read the first time and referred to the Committee on Transportation.

Senate Concurrent Resolution No. 4009. A Concurrent Resolution designating February 2, 1973, as North Dakota Editors Day at the Forty-third Legislative Assembly, and welcoming Mr. John Finnegan, a distinguished journalist and executive editor of the St. Paul Pioneer Press and Dispatch, to North Dakota.

Which was read the first time.

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 4009 not be 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 No. 1

SENATE CONCURRENT RESOLUTION No. 4009 Introduced by Senators Longmire and Wenstrom

1 A concurrent resolution designating February 2, 1973, as
2 North Dakota Editors Day at the Forty-third Legislative
3 Assembly, and welcoming Mr. John Finnegan, a distinguished
4 journalist and executive editor of the St. Paul Pioneer
5 Press and Dispatch, to North Dakota.

6
7 WHEREAS, the members of North Dakota's esteemed Fourth
8 Estate, the editors and reporters of the State's daily,
9 semiweekly, and weekly newspapers, are dedicated to
9a informing

10 the citizens of the State and thus serve a vital function
11 in the democratic processes; and

12 WHEREAS, the North Dakota professional chapter of
13 Sigma Delta Chi and the North Dakota Newspaper Association
14 (NDNA) are sponsoring the biennial Editors Day at the Legis-
15 lature February 2, 1973; and

16 WHEREAS, the Editors Day Luncheon, to which members
17 of the Forty-third Legislative Assembly have been invited by
18 members of the Press from their respective districts, will
19 feature as speaker Mr. John R. Finnegan, who has long been a
20 leading participant in the campaign to protect and further
21 freedom of the press in Minnesota and throughout the Nation;

22 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE
22a OF THE
23 STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING
23a THEREIN:
24

Page No. 2

1 That the Forty-third Legislative Assembly commends North
2 Dakota's editors and reporters for their continuing service
3 to all the citizens of the State, and declares that February 2,

4 1973, is hereby designated Editors Day at the 1973 Legislature;
 5 and
 6 **BE IT FURTHER RESOLVED**, that the Forty-third
 6a Legislative
 7 Assembly extends a hearty and sincere North Dakota welcome
 7a to
 8 Mr. John R. Finnegan, and hopes that his stay in the State is
 9 pleasant and enjoyable; and
 10 **BE IT FURTHER RESOLVED**, that each Senator and
 10a Represent-
 11 tative make every effort to attend the luncheon February 2,
 12 1973, at the invitation of Sigma Delta Chi and the NDNA; and
 13 **BE IT FURTHER RESOLVED**, that the Secretary of State
 14 send copies of this resolution to the national and North Dakota
 15 presidents of Sigma Delta Chi, the president of the North
 16 Dakota Newspaper Association, and to Mr. John R. Finnegan,
 17 Executive Editor, St. Paul Pioneer Press and Dispatch.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4009. A Concurrent Resolution designating February 2, 1973, as North Dakota Editors Day at the Forty-third Legislative Assembly, and welcoming Mr. John Finnegan, a distinguished journalist and executive editor of the St. Paul Pioneer Press and Dispatch, to North Dakota.

Was read the second time.

Rep. Streibel moved the adoption of Senate Concurrent Resolution No. 4009.

So Senate Concurrent Resolution No. 4009 was adopted on a voice vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1079. A Bill for an Act to amend and reenact section 16-01-03 of the North Dakota Century Code, relating to qualifications of electors.

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, 1; absent and not voting 6.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rivinius
Austin	Haugland	Laughlin	Royse
Backes	Hausauer, A.	Lee	Rued
Backlin	Hendrickson	Leibhan	Rundle
Bassingthwaite	Hensrud	Linderman	Schindler
Berg	Hentges	Livingston	Scotfield
Bridston	Herman	Lodoen	Solberg
Christensen, H.	Hickle	Lundene	Stoltenow
Christensen, R.	Hildebrand	McGauvran	Stone
Dick	Hilleboe	Marsden	Streibel
Dornacker	Jacob	Martinson	Thorsgard
Dotzenrod	Jacobson	Matheny	Timm
Eagles	Jenkins	Mertens	Tinjum
Erickson	Johnson, H.	Metzger	Tweten
Fleming	Johnson, K.	Meyer	Vander Vorst
Freborg	Kermott	Miedema	Wagner
Froeber	Kingsbury	Murphy	Watkins
Gackie	Kloubec	Nermyr	Weber
Ganser	Knudson	Olin	Welder
Garnas	Kretschmar	Olson	Wilkie
Gengler	LaGrave	Poyzer	Winge
Gronneberg	Lang	Rau	Winkjer
Grubb	Langley	Raymond	Mr. Speaker
Gunderson	Larson	Rice	

Those voting in the negative were:

Jaeger

Absent and not voting:

Hausauer, L.	Orange	Reimers	Strinden
Opedahl	Peterson		

So the bill passed and the title was agreed to.

House Bill No. 1125. A Bill for an Act to amend and reenact section 65-05-24 of the North Dakota Century Code, relating to penalty for accepting compensation after marriage.

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 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Royce
Backlin	Hendrickson	Lee	Rued
Bassingthwaite	Hensrud	Leibhan	Rundle
Berg	Hentges	Linderman	Schindler
Bridston	Herman	Livingston	Scofield
Christensen, H.	Hickle	Lodoen	Solberg
Christensen, R.	Hildebrand	Lundene	Stoltenow
Dick	Hilleboe	McGauvran	Stone
Dornacker	Jacob	Marsden	Streibel
Dotzenrod	Jacobson	Martinson	Strinden
Eagles	Jaeger	Matheny	Thorsgard
Erickson	Jenkins	Mertens	Timm
Fleming	Johnson, H.	Metzger	Tinjum
Freborg	Johnson, K.	Meyer	Tweten
Froeber	Kermott	Miedema	Vander Vorst
Gackle	Kingsbury	Murphy	Wagner
Ganser	Kloubec	Nermyr	Watkins
Garnas	Knudson	Olin	Weber
Gengler	Kretschmar	Olson	Welder
Grubb	LaGrave	Poyzer	Wilkie
Gunderson	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Hartl	Larson	Rice	Mr. Speaker
Haugland	Laske	Rivinius	

Absent and not voting:

Austin	Hausauer, L.	Orange	Peterson
Backes	Opedahl	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1193. A Bill for an Act to amend and reenact section 12-47-06 of the North Dakota Century Code, relating to appointment of officers at the penitentiary.

Which has been 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 4.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royce
Backes	Hendrickson	Leibhan	Rued
Backlin	Hensrud	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scofield
Bridston	Hickle	Lundene	Solberg
Christensen, H.	Hildebrand	McGauvran	Stoltenow
Christensen, R.	Hilleboe	Marsden	Stone

Dick	Jacob	Martinson	Streibel
Dornacker	Jacobson	Matheny	Strinden
Dotzenrod	Jaeger	Mertens	Thorsgard
Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Murphy	Vander Vorst
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olin	Watkins
Ganser	Knudson	Olson	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Rice	Mr. Speaker
Hartl	Laske		

Absent and not voting:

Hausauer, L.	Opedahl	Peterson	Reimers
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So the bill passed and the title was agreed to.

RECOGNITION

Rep. Lundene announced that a former Speaker of the House was in the chambers, and requested that the House recognize former Speaker Palmer Levin, and Speaker Levin was thereupon introduced to the House.

MOTION

Rep. Streibel moved that House Bill No. 1196 be re-referred to the Committee on State and Federal Government, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1195. A Bill for an Act to amend and reenact section 12-48-03.1 of the North Dakota Century Code, relating to the establishment, or discontinuance of prison 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, 97; nays, 0; absent and not voting 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rivinius
Austin	Hendrickson	Lee	Royse
Backes	Hensrud	Leibhan	Rued
Backlin	Hentges	Linderman	Rundle
Bassingthwaite	Herman	Livingston	Schindler
Berg	Hickle	Lodoen	Scofield
Bridston	Hildebrand	Lundene	Solberg
Christensen, H.	Hilleboe	McGauvran	Stoltenow
Christensen, R.	Jacob	Marsden	Stone
Dick	Jacobson	Martinson	Streibel
Dotzenrod	Jaeger	Matheny	Strinden
Eagles	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Timm
Fleming	Johnson, K.	Meyer	Tinjum
Freborg	Kermott	Miedema	Tweten
Froeber	Kingsbury	Murphy	Vander Vorst
Gackle	Kloubec	Nermyr	Wagner
Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Olson	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Rice	Mr. Speaker
Haugland			

Absent and not voting:

Dornacker	Opedahl	Peterson	Reimers
Hausauer, L.			

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker 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.

SECOND READING OF A HOUSE BILL

House Bill No. 1201. A Bill for an Act to amend and reenact section 57-38-34 and subsection 3 of section 57-38-57 of the North Dakota Century Code, relating to provisions of the income tax 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, 96; nays, 2; absent and not voting 4.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Laughlin	Rivinius
Backes	Hausauer, A.	Lee	Royse
Backlin	Hendrickson	Leibhan	Rued
Bassingthwaite	Hensrud	Linderman	Schindler
Berg	Hentges	Livingston	Scotfield
Bridston	Herman	Lodoen	Solberg
Christensen, H.	Hickle	Lundene	Stoltenow
Christensen, R.	Hildebrand	McGauvran	Stone
Dick	Hilleboe	Marsden	Streibel
Dornacker	Jacob	Martinson	Strinden
Dotzenrod	Jacobson	Matheny	Thorsgard
Eagles	Jenkins	Mertens	Timm
Erickson	Johnson, H.	Metzger	Tinjum
Fleming	Johnson, K.	Meyer	Tweten
Freborg	Kermott	Miedema	Vander Vorst
Froeber	Kingsbury	Murphy	Wagner
Gackle	Kloubec	Nermyr	Watkins
Ganser	Knudson	Olin	Weber
Garnas	Kretschmar	Olson	Welder
Gengler	LaGrave	Orange	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker

Those voting in the negative were:

Jaeger	Rundle
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Absent and not voting:

Hausauer, L.	Opedahl	Peterson	Reimers
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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. 1026 has had the same under consideration and recommends that the same be amended as follows:

On page 5, line 27, following the word "certificate", insert the following: "to teach in the disciplines of trade, industrial, technical, and health"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

And be re-referred to committee on appropriation.

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. 1048 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 Judiciary to whom was referred House Bill No. 1067 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 2 place beginning and ending triple parentheses around the word "shall" and insert in lieu thereof the word "may" and delete the triple parentheses before and after the word "five" and insert after the word "five" the following: "o'clock p.m. but shall close the meeting no later than"

On page 2, line 3 after the words "eight o'clock p.m." insert the following: "as determined by action of the township board."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Gronneberg 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. 1123 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17, delete the beginning triple parentheses before the word "No"

On page 1, line 20, after the word "concurrence" insert the following: "by two-thirds" and also on line 20, delete the ending triple parentheses after the period

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. 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 Bill No. 1134 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, after the word "service" insert the following language: "and twenty years of active duty"

On page 1, line 14, after the word "guard" insert a comma and delete the first word "or" and also after the word "state," delete the word "or" and insert in lieu thereof the word "and"

And renumber the lines accordingly.

And when so amended recommends 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 Veterans' Affairs to whom was referred House Bill No. 1157 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 Industry, Business and Labor to whom was referred House Bill No. 1184 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 1199 has had the same under consideration and recommends that the same be re-referred to Appropriations Committee.

REP. HILLEBOE, Chairman

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

House Bill No. 1199 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1206 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 Bill No. 1210 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. 3016 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 Education to whom was referred Senate Bill No. 2043 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1202. 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 business privilege tax, 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, 97; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hendrickson	Lee	Royce
Backes	Hensrud	Leibhan	Rued
Backlin	Hentges	Linderman	Rundle
Bassingthwaite	Herman	Livingston	Schindler
Berg	Hickle	Lodoen	Scotfield
Bridston	Hildebrand	Lundene	Solberg
Christensen, H.	Hilleboe	McGauvran	Stoltenow
Christensen, R.	Jacob	Marsden	Stone
Dick	Jacobson	Martinson	Streibel
Dornacker	Jaeger	Matheny	Strinden
Dotzenrod	Jenkins	Mertens	Thorsgard
Eagles	Johnson, H.	Meyer	Timm

Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Murphy	Tweten
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Hartl			

Those voting in the negative were:

Hausauer, A. Metzger

Absent and not voting:

Hausauer, L. Peterson Reimers

So the bill passed and the title was agreed to.

House Bill No. 1219. A Bill for an Act to amend and reenact sections 6-08-26, 7-07-02, 10-07-04, 12-39-02, 15-51-07, 15-53.1-04, 21-03-21, 26-10-19, 40-01-02, 40-01-14, 40-04-04, 40-05-13, 40-14-06, subsection 2 of section 40-16-03, sections 40-16-09, 40-22-35, 40-33-18, 40-53.1-05, 43-23-10, 49-12-03, and 61-07-06 of the North Dakota Century Code, relating to deletion of references to corporate seals; and to repeal subsection 1 of section 6-03-02, subsection 2 of section 7-02-01, section 9-06-10, subsection 3 of section 10-19-04, subsection 3 of section 10-24-05, subsection 3 of section 23-11-11, and subsection 2 of section 40-61-03 of the North Dakota Century Code, relating to corporate seals.

Which has been read.

Rep. Streibel moved that the House dispense with the reading of the title of House Bill No. 1219, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hendrickson	Leibhan	Rued
Backlin	Hensrud	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scofield
Bridston	Hickle	Lundene	Solberg
Christensen, H.	Hildebrand	McGauvran	Soltenow
Christensen, R.	Hilleboe	Marsden	Stone
Dick	Jacob	Martinson	Streibel
Dornacker	Jacobson	Matheny	Strinden
Dotzenrod	Jaeger	Mertens	Thorsgard
Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Murphy	Vander Vorst
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olin	Watkins
Ganser	Knudson	Olson	Weber
Garnas	Kretschmar	Opedahl	Welder
Gengler	LaGrave	Orange	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker
Hartl	Laske	Rice	
Absent and not voting:			
Hausauer, L.	Peterson	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1220. A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries; to amend and reenact subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for corporations; and providing for 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, 98; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Leibhan	Royse
Backes	Hendrickson	Linderman	Rued
Backlin	Hensrud	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Poyzer	Wilkie
Grubb	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Gunderson	Larson	Rice	Mr. Speaker
Hartl	Laske		

Those voting in the negative were:

Laughlin

Absent and not voting:

Hausauer, L. Peterson Reimers

So the bill passed and the title was agreed to.

House Bill No. 1233. A Bill for an Act to amend and reenact section 35-27-02 of the North Dakota Century Code, relating to mechanic's lien.

Which has been 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, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hendrickson	Leibhan	Royse
Backes	Hensrud	Linderman	Rued
Backlin	Hentges	Livingston	Rundle
Bassingthwaite	Herman	Lodoen	Schindler
Berg	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow

Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Weider
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Rice	Mr. Speaker
Haugland	Laughlin		

Absent and not voting:

Bridston Hausauer, L. Peterson Reimers

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker 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.

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 17, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. W. Stoerker, Executive Director, Council of Churches, Bismarck.

Roll was called and all members were present except Reps. Bridston, L. Hausauer, Peterson and Reimers.

A quorum was declared by the Speaker.

ANNOUNCEMENT

Rep. Streibel announced that Rep. Eagles will be representing the Assembly at a Social Service Briefing of the National Legislative Conference in Phoenix, and Reps. Peterson, L. Hausauer and Reimers will be representing the Assembly at the Inauguration in Washington.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Tenth Day After Recess and Eleventh day and recommends that the same be corrected as follows:

On page 197, following line 18, insert the following: "A quorum was declared by the Speaker."

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

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

ANNOUNCEMENT

Speaker Bunker announced that the following deadline dates are to be printed in the Journal:

Last day for introduction of bills sponsored by individual legislators.....January 23, before 2:00
 Last day for introduction of resolutionsFebruary 13, before 2:00
 Last day for all bills and resolutions to be reported out of Committee.....February 14, before 2:00
 Last day for cross-over of bills between House and Senate.....February 16, before 2:00
 All bills and resolutions to be out of Committee and on Calendar.....March 8, before 2:00

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 do pass.

REP. WAGNER, Vice Chairman

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

FIRST READING OF HOUSE BILLS

Reps. Hentges, Martinson, Rau and Froeber introduced:

House Bill No. 1313. 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, 21-04-14, 21-04-15, 21-04-16, 21-04-17, 21-04-18, and section 21-04-21 of the North Dakota Century Code, to include savings and loan associations within class of depositories for public funds.

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

Reps. Dornacker and Backes introduced:

House Bill No. 1314. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to property tax credits for persons sixty-two years of age or older with limited income; providing for an appropriation; and providing for an effective date.

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

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Committee on Employment introduced:

House Concurrent Resolution No. 3026. A Concurrent Resolution providing and designating House and Senate employees and fixing their salaries.

Which was read the first time.

Representative Streibel moved that the rules be suspended, that House Concurrent Resolution No. 3026 not be 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. 3026

Introduced by Committee on Employment

- 1 A concurrent resolution providing and designating House and
- 2 Senate employees and fixing their salaries.

3

4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES

4a OF THE

5 FORTY-THIRD LEGISLATIVE ASSEMBLY OF THE STATE

5a OF NORTH

6 DAKOTA, THE SENATE CONCURRING THEREIN:

7 SECTION 1.) That for and during the Forty-third

8 Legislative Assembly the following named persons are emp-

9 loyed and appointed as employees of the House and Senate

10 and shall be paid the weekly wages opposite their respective

11 names in accordance with their positions as shown below:

HOUSE

12		
13	Roy Gilbreath, Chief Clerk	\$240.00
14	Delano Wawers, Assistant Chief Clerk	210.00
15	Barbara King, Desk Reporter	240.00
16	Clara Wendt, Bill Clerk	180.00
17	Florence Nemer, Chief Steno & Payroll Clerk	162.00
18	Gladys Van Vleet, Calendar Clerk	150.00
19	Terry Olson, Secretary to Speaker	156.00
20	Mavis Patchen, Secretary to Majority Floor Leader	156.00
21	Virginia Miller, Secretary to Minority Floor	
22	Leader	156.00
23	Eunice Anderson, Information Desk Attendant	120.00
24	Peggy Stenehjem, Chief Telephone Attendant	126.00

Page No. 2

1	Cecil Crandell, Sergeant at Arms	\$150.00
2	Olger Sandven, Deputy Sergeant at Arms	126.00
3	A. E. "Ted" Smith, Assistant Sergeant at Arms	120.00
4	Jack Whereatt, Assistant Sergeant at Arms	120.00
5	Jim Halvorson, Assistant Sergeant at Arms	120.00
6	Ed Garvin, Assistant Sergeant at Arms	120.00
7	Lela Knudsen, Chief Committee Clerk	162.00
8	Eleanor Runyan, Appropriations Committee Clerk	156.00
9	Betty Ann Neuhardt, Committee Clerk	150.00
10	Louise Ebert, Committee Clerk	150.00
11	Barbara Middaugh, Committee Clerk	150.00
12	Sharon Hart, Committee Clerk	150.00
13	Helen Soma, Assistant Committee Clerk	144.00
14	Maude Grambs, Assistant Committee Clerk	144.00
15	Michelle Mushik, Stenographer	138.00
16	Darlyne Clausnitzer, Stenographer	138.00
17	Cindy Halverson, Stenographer	138.00
18	Janice Thon, Stenographer	138.00
19	Judy Lies, Stenographer	138.00
20	Vickie Brooks, Typist	132.00
21	Jeri Kirchmeier, Typist	132.00
22	Enola Eck, Journal Room Clerk	114.00
23	Frank Zent, Journal Room Clerk	114.00
24	Deloris Roth, Journal Room Typist	132.00
25	Ruby Stadick, Bill Room Clerk	114.00
26	John L. Robinson, Bill Room Clerk	114.00
27	Mary Mayer, Bill Room Clerk	114.00
28	Avis Hagen, Chief Page	138.00
29	Willa Carlson, Bill Book Clerk and Page	120.00
30	Nancy Allan, Bill Book Clerk and Page	120.00
31	Douglas Backman, Bill Book Clerk and Page	120.00
32	Bruce Quale, Bill Book Clerk and Page	120.00
33	Ron Wenaas, Bill Book Clerk and Page	120.00
34	Jim Watts, Bill Book Clerk and Page	120.00
35	Marvin Haugen, Bill Book Clerk and Page	120.00

Page No. 3

1	Elaine Stern, Bill Book Clerk and Page	\$120.00
2	Terri Earl, Bill Book Clerk and Page	120.00
3	Geraldine Patchen, Bill Book Clerk and Page	120.00
4	Kristine Strand, Bill Book Clerk and Page	120.00
5	Vangie Olson, Bill Book Clerk and Page	120.00
6	Allison Schultz, Bill Book Clerk and Page	120.00
7	Bernice Herner, Enrolling and Engrossing Clerk	150.00
8	Marie Skjod, Enrolling and Engrossing Clerk	150.00
9	Phyllis Ehrmann, Journal Proofreader	150.00
10	Phillip Brown, Journal Proofreader	150.00
11	Pius Reis, Parking Lot Attendant	126.00
12	John Sprynczynatyk, Custodian	96.00
13	Matt Roehrick, Custodian	96.00
14	Lucas Giesinger, Custodian	96.00

15	Arnold Schmitt, Custodian	96.00
16	SENATE	
17	Leo Leidholm, Secretary	\$240.00
18	Dormilee Diede, Desk Reporter	240.00
19	Albert E. Bradley, Sergeant at Arms	150.00
20	Arthur Herk, Assistant Secretary	210.00
21	J. Vernon Asheim, Bill Clerk	180.00
22	Mary Alice Simonson, Chief Steno and Payroll Clerk	162.00
23	Lois J. Scherr, Chief Committee Clerk	162.00
24	Gladys Derrick, Appropriations Committee Clerk	156.00
25	Darleen Froelich, Assistant Appropriations	
26	Committee Clerk	78.00
27	Carolyn Sette, Committee Clerk	150.00
28	Marjorie Trangsrud, Committee Clerk	150.00
29	Virginia Gruchella, Committee Clerk	150.00
30	Marilyn Rose, Committee Clerk	150.00
31	Charlotte Kamins, Committee Clerk-Stenographer	150.00
32	Marlene Backman, Committee Clerk-Stenographer	150.00
33	Lorraine Moos, Committee Clerk-Stenographer	150.00
34	Gail Nelson, Committee Clerk-Stenographer	150.00
35	Christine Hill, Committee Clerk-Stenographer	150.00

Page No. 4

1	Ruth Guthrie, Stenographer	\$138.00
2	Debbie Anderson, Stenographer	138.00
3	Sharon Roberts, Stenographer	138.00
4	Thomas J. Schneider, Calendar Clerk	150.00
5	Corliss Mushik, Secretary to the President	156.00
6	Donna Heisler, Secretary to the Majority Floor	
7	Leader	156.00
8	Geri Kay Noltee, Secretary to the Minority	
9	Floor Leader	156.00
19	Richard Jagd, Deputy Sergeant at Arms	126.00
11	Ralph Scott, Assistant Sergeant at Arms	120.00
12	Milbern Clendenen, Assistant Sergeant at Arms	120.00
13	Wade F. Williamson, Assistant Sergeant at Arms	120.00
14	LeRoy Kirschenmann, Assistant Sergeant at Arms	120.00
15	Rita Morrison, Page	120.00
16	Vickey Erickson, Page	120.00
17	Diane L. Rice, Page	120.00
18	Diane M. Whalen, Page	120.00
19	Wanda Froelich, Bill Book Clerk	120.00
20	Marlys Gregoryk, Bill Book Clerk	120.00
21	Bob Evanencko, Bill Book Clerk	120.00
22	Dean Hoistad, Bill Book Clerk	120.00
23	Esther Davis, Information Desk Attendant	120.00
24	Richard J. Wittmayer, Bill Room Clerk	114.00
25	Pearl Andre, Bill Room Clerk	114.00
26	Jane Bommersbach, Telephone Attendant	126.00
27	Evelyn Sholts, Telephone Attendant	126.00
28	Alvin Manning, Chief Journal and Bill Room Clerk	126.00
29	Hazel Ludemann, Journal Room Clerk	114.00
30	Jean L. Bartelson, Journal Room Clerk	114.00
31	Jane L. Bartelson, Journal Room Typist	132.00
32	Vera M. Gronberg, Journal Proofreader	150.00
33	Pat Martin, Journal Proofreader	150.00
34	Cerelle Davis, Enrolling and Engrossing Clerk	150.00
35	Beatrice A. Carlson, Enrolling and Engrossing Clerk	150.00

Page No. 5

1	Ferd Hetterle, Parking Lot Attendant	\$126.00
2	Edwin Keller, Engineer	96.00
3	Fred Bosch, Jr., Custodian	96.00
4	John Dorrheim, Custodian	96.00
5	Jacob Ell, Custodian	96.00

6 SECTION 2.) That for and during the Forty-third
 7 Legislative Assembly, Jeff Leo, Lee Sundberg, Michael J,
 8 Hinman, Terry Irving, Jerald L. Engelman, and Douglas W.
 9 Schulz are employed at a rate of \$600.00 per month or a
 10 portion thereof based upon the portion of any month they
 11 are employed, in the position of Legislative Intern; and
 12 Thomas K. Metelman and Mike Miller are employed at a rate
 13 of \$600.00 per month or a portion thereof based upon the
 14 portion of any month they are employed, in the position of
 15 Bill Status Reporters; and are hereby assigned for super-
 16 vision purposes to the Legislative Council.
 17 SECTION 3.) In the event any employee shall resign,
 18 be discharged, or for other reasons terminate his employment,
 19 the compensation provided for in this resolution shall cease,
 20 effective the last day of such employment.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3026. A Concurrent Resolution providing and designating House and Senate employees and fixing their salaries.

Was read the second time.

Rep. Streibel moved the adoption of House Concurrent Resolution No. 3026.

ROLL CALL

The question being on the final passage of the House Concurrent Resolution, the roll was called and there were ayes, 97; nays, 0; absent and not voting 5.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hendrickson	Lee	Royse
Backlin	Hensrud	Leibhan	Rued
Bassingthwaite	Hentges	Linderman	Rundle
Berg	Herman	Livingston	Schindler
Bridston	Hickle	Lodoen	Scotfield
Christensen, H.	Hildebrand	Lundene	Solberg
Christensen, R.	Hilleboe	McGauvran	Stoltenow
Dick	Jacob	Marsden	Stone
Dornacker	Jacobson	Martinson	Streibel
Dotzenrod	Jaeger	Matheny	Strinden
Eagles	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Timm
Fleming	Johnson, K.	Meyer	Tinjum
Freborg	Kermott	Miedema	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Grubb	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Rice	Mr. Speaker

Absent and not voting:

Atkinson	Murphy	Peterson	Reimers
Hausauer, L.			

So the House Concurrent Resolution was declared adopted.

MOTION

Rep. Streibel moved that House Concurrent Resolution No. 3026 be messaged to the Senate immediately, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1125

And find the same correctly Engrossed.

REP. MIEDEMA, Chairman

Representative Lee moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGES TO THE SENATE

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged.

Senate Concurrent Resolution No. 4009

Senate Bill No. 2041

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1030

House Bill No. 1078

House Bill No. 1080

House Bill No. 1147

House Bill No. 1174

House Bill No. 1176

House Concurrent Resolution No. 3026

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2075

Senate Bill No. 2083

Senate Bill No. 2090

Senate Bill No. 2098

Senate Bill No. 2118

Senate Bill No. 2136

Senate Bill No. 2142

Senate Bill No. 2143

Senate Bill No. 2147

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Thursday, January 18, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWELFTH DAY AFTER RECESS
AND THIRTEENTH DAY

Bismarck, January 18, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

POINT OF PERSONAL PRIVILEGE

Rep. Gackle requested that the following information be printed in the Journal, which request was granted.

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

"The following remarks are in reference to the motion made by Representative Streibel in which the report submitted to the Forty-Third Legislative Assembly, from the Commissioner of Insurance, listed on pages 167 and 168 of the House Journal.

"This report was made to this legislature pursuant to the passage of House Concurrent Resolution 3026 passed by the Forty-Second Legislative Assembly.

"House Concurrent Resolution No. 3026 was the result of House Bill No. 1123 which was introduced last session. This bill would have subjected the Hospital and Medical Corporations to regulation by the Insurance Commissioner. Upon committee hearings and a sub-committee from the House Industry and Business Committee, along with the sponsors of the bill, it was recommended for indefinite postponement. However, a substitute motion to place House Bill No. 1123 on the calendar failed by only two votes. It became very obvious that the legislative body did not want some types of legislation pertaining to this.

"This action brought about the adoption of House Concurrent Resolution No. 3026 by which it directed the Commissioner of Insurance to conduct a study in the field of Nonprofit Hospital and Medical Insurance Plan Corporations.

"House Concurrent Resolution No. 3026, instructed the Insurance Department and the Nonprofit Insurance Corporations to work in a united effort to attain an efficient and equitable operation of such nonprofit corporations. The resolution also directed the Commissioner to conduct a study relating to rating formulas and rating systems.

"The third phase of the resolution requested the Commissioner to submit recommendations for possible introduction to this assembly, appropriate revisions to the statutes relative to the operation of the various nonprofit service corporations in North Dakota.

"The recommended changes are not printed in the Journal but have been printed in bill form and introduced as House Bill No. 1317.

"In behalf of the Legislature, we wish to extend our gratitude to the Insurance Department, Commissioner J. O. Wigen and his

able staff, for their fine work in submitting this report for recommendation for improved legislation. We also wish to express our appreciation to those representing the Nonprofit Insurance Corporations for their cooperation and assistance."

SIXTH ORDER OF BUSINESS

Rep. Hildebrand has moved that the amendments to House Bill No. 1026 as recommended by the Committee on Education as printed on page 216 of the House Journal be adopted, which motion prevailed.

House Bill No. 1026 was re-referred to the Committee on Appropriations.

Rep. Gronneberg has moved that the amendments to House Bill No. 1067 as recommended by the Committee on Judiciary as printed on page 217 of the House Journal be adopted, which motion prevailed.

Rep. Erickson has moved that the amendments to House Bill No. 1123 as recommended by the Committee on Education as printed on page 217 of the House Journal be adopted, which motion prevailed.

Rep. Hildebrand has moved that the amendments to House Bill No. 1134 as recommended by the Committee on Veterans Affairs as printed on page 217 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. 1013

House Bill No. 1042

House Bill No. 1077

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

FIRST READING OF HOUSE BILLS

Reps. Kermott and Jacob introduced:

House Bill No. 1315. 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. Grubb introduced:

House Bill No. 1316. A Bill for an Act to give boards of county commissioners authority to approve or disapprove the sale of any public or private lands in the counties to certain groups and individuals.

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

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

House Bill No. 1317. A Bill for an Act to create and enact sections 26-26-16, 26-26-17, 26-26-18, 26-26-19, 26-26-20, 26-26-21, 26-27-16, 26-27-17, 26-27-18, 26-27-19, 26-27-20, 26-27-21, 26-27-22, 26-27.1-21, 26-27.1-22, 26-27.1-23, 26-27.1-24, 26-27.1-25, 26-27.1-26, 26-27.2-20,

26-27.2-21, 26-27.2-22, 26-27.2-23, 26-27.2-24, and 26-27.2-25 of the North Dakota Century Code, relating to hospital, medical, vision, and dental service corporations and the insurance commissioner's approval of rates, rating systems, and rating formulas; to rate filing procedures; to rate filing disapproval; to information furnished subscribers and subscriber hearings; to the giving of false or misleading information, making this a misdemeanor, and providing a penalty; to hearing procedures and judicial review; and to amend and reenact sections 26-26-04, 26-27-05, 26-27.1-05, and 26-27.2-05 of the North Dakota Century Code, relating to the boards of directors of medical, hospital, dental, and vision service corporations; and to repeal section 26-26-10 of the North Dakota Century Code, relating to the approval by the commissioner of hospital service plan operating costs.

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

Rep. Lundene introduced:

House Bill No. 1318. 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.

Reps. Solberg and Wilkie introduced:

House Bill No. 1319. A Bill for an Act to provide for the leasing of certain state lands to the city of Dunseith for use as a golf course and for other recreational purposes.

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

Rep. Fleming introduced:

House Bill No. 1320. A Bill for an Act to amend and reenact subsection 1 of section 57-57-01 and sections 57-57-02, 57-57-03, 57-57-05, 57-57-06, 57-57-07, and 57-57-08 of the North Dakota Century Code, to change the native woodland tax to a woodland tax which applies to both natural and planted forest covers.

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

Rep. Fleming introduced:

House Bill No. 1321. A Bill for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041 of the forty-third legislative assembly, relating to the service fee received by agents who sell hunting and fishing licenses and stamps.

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

Reps. Gackle, Weber and Stoltenow introduced:

House Bill No. 1322. A Bill for an Act to amend and reenact subsection 6 of section 57-02-11 of the North Dakota Century Code, relating to annual assessments of real property.

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

Rep. Fleming introduced:

House Bill No. 1323. A Bill for an Act to require the state to pay the costs of statewide special elections.

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

Rep. Dornacker introduced:

House Bill No. 1324. A Bill for an Act to amend and reenact section 57-38-36 of the North Dakota Century Code, relating to the payment of income tax in quarterly installments.

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

Rep. Murphy introduced:

House Bill No. 1325. A Bill for an Act to amend and reenact subsection 9 of section 20.1-01-02 and section 20.1-07-03 of the North Dakota Century Code as contained in sections 8 and 14 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the removal of coyotes from the protected list of fur-bearing animals.

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

Rep. Weber introduced:

House Bill No. 1326. A Bill for an Act to provide for the designation of arterial sidewalks; and to amend and reenact section 40-29-05 of the North Dakota Century Code, relating to the expense of constructing, repairing, or rebuilding sidewalks.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Nermyr, K. Johnson and Garnas introduced:

House Concurrent Resolution No. 3027. A Concurrent Resolution urging the State Electrical Board to amend its regulations regarding collection of certificate fees for electrical installations.

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

Reps. Rundle, K. Johnson, Rivinius and Murphy introduced:

House Concurrent Resolution No. 3028. A Concurrent Resolution urging the Director of Institutions to compare heating with lignite coal to heating with other fuels, and to urge the state agencies and departments controlling various state buildings and institutions, particularly the State Board of Higher Education and the Director of Institutions, to carefully consider returning to lignite coal as a primary heating fuel.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2075. A Bill for an Act to amend and reenact section 5-02-06 of the North Dakota Century Code, relating to the employment of musicians under twenty-one years of age in establishments where alcoholic beverages are sold.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2083. A Bill for an Act to amend and reenact sections 10-31-06 and 10-31-13 of the North Dakota Century Code, relating to simultaneous officeholding in professional corporations, and the contents and filing of the annual reports of professional corporations.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2090. A Bill for an Act to amend and reenact section 34-07-15 of the North Dakota Century Code, relating to maximum hours of labor for minors.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2098. A Bill for an Act to amend and reenact section 11-19A-17 of the North Dakota Century Code, relating to a limitation on the application of chapter 11-19A and excepting 11-19A-03 from the limitation.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2118. A Bill for an Act to amend and reenact section 16-07-09 of the North Dakota Century Code, relating to notification by the county auditor to the governor when a vacancy occurs in the office of a member of the legislative assembly.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2136. A Bill for an Act to repeal chapter 197 of the 1969 Session Laws of North Dakota, relating to adoption of the quarter system educational term by all institutions of higher education.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2142. A Bill for an Act to amend and reenact section 51-05-13 of the North Dakota Century Code, relative to license applications for auctioneers and renewal thereof.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2143. 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 purposes as are hereinafter provided.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2147. A Bill for an Act to create and enact section 34-14-09.1 of the North Dakota Century Code, to provide that employees are entitled to interest on unpaid wages.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1092 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 1, delete the word "twenty-one" and insert in lieu thereof the word "eighteen"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 1093 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, delete the word "an" and insert in lieu thereof the words "a federally"

On page 1, line 15, delete the word "recognized" and insert in lieu thereof the words "federally insured"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Kloubec 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. 1112 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

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

House Bill No. 1112 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1129 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 10, delete the words "CONSTRUCTION SUPERINTENDENT TO APPROVE" and insert in lieu thereof the following: "DUTIES OF CONSTRUCTION SUPERINTENDENT.) All public buildings and facilities constructed after the effective date of this Act, in whole or in part, from funds of the state or of its political subdivisions shall be accessible to, and usable by, the physically handicapped. The state construction superintendent after consultation with the state board of architecture shall promulgate rules and regulations for agencies and institutions of the state and its political subdivisions to follow in making public buildings and facilities reasonably accessible and usable by the physically handicapped. The state construction superintendent, in preparing and promulgating such rules, shall give full consideration to the rules and regulations recommended in and provided by the American standard specifications (A117.1-1961) approved October 31, 1961, by the American standards association, and future amendments thereto. Such rules and regulations promulgated by the state construction superintendent shall be issued in accordance with chapter 28-32. No state agency or institution shall construct a building or facility unless the state construction superintendent determines that the plans and specifications for such building or facility are in conformity with the standards provided in this Act. Governing bodies of political subdivisions shall require a statement from the person or persons preparing the plans and specifications for the building or facility that such are in conformance with the provisions of this Act or that exceptions to the Act have been granted by the state construction superintendent. Any exceptions granted to a governing body shall be made a part of the motion or resolution of approval of the drawings and specifications by the governing body and shall be recorded in the minutes of the meeting where such approval is given. In cases of practical difficulty, unnecessary hardship, or extreme differences, the state construction superintendent may grant exceptions from the literal requirements of the standards provided by this Act or permit the use of other methods or materials, but only when it is clearly evident that reasonably equivalent facilitation and protection are thereby secured."

On page 1, delete lines 11 through 24

On page 2, delete lines 1 through 13

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Martinson 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. 1132 has had the same under consideration and recommends that the same be amended as follows:

On page 4, line 13, after the word "period" insert the following material: ", however, dividends shall not be paid more frequently than quarterly"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Timm 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. 1168 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Rued 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. 1182 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Bill No. 1182 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1187 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, 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. 1189 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Bill No. 1189 was indefinitely postponed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1194 has had the same under consideration and recommends that the same be re-referred to Appropriations Committee.

REP. HAUGLAND, Chairman

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

House Bill No. 1194 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1196 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.

House Bill No. 1196 was indefinitely postponed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1197 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

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

House Bill No. 1197 was indefinitely postponed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1198 has had the same under consideration recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

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

House Bill No. 1198 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1204 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, delete the amount "9,500.00" and insert in lieu thereof the amount "8,000.00"

On page 1, line 15, delete the number "3,000.00" and insert in lieu thereof the number "2,500.00"

On page 1, line 16, delete the number "12,000.00" and insert in lieu thereof the number "9,500.00"

On page 1, line 17, delete the number "11,500.00" and insert in lieu thereof the number "9,000.00"

On page 1, line 18, delete the number "10,500.00" and insert in lieu thereof the number "8,000.00"

On page 1, line 19, delete the number "11,500.00" and insert in lieu thereof the number "8,000.00"

On page 1, line 20, delete the number "11,500.00" and insert in lieu thereof the number "9,000.00"

On page 1, line 21, delete the number "11,500.00" and insert in lieu thereof the number "9,000.00"

On page 1, line 22, delete the number "11,500.00" and insert in lieu thereof the number "9,000.00"

On page 1, line 23, delete the number "11,500.00" and insert in lieu thereof the number "9,000.00"

On page 1, line 24, delete the number "11,500.00" and insert in lieu thereof the number "9,000.00"

On page 2, line 2, delete the number "10,500.00" and insert in lieu thereof the number "8,000.00"

On page 2, line 10, delete the number "296,000.00" and insert in lieu thereof the number "242,000.00"

And renumber the pages and lines 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 House Bill No. 1216 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11, after the word "fifth" insert the word "principal"

On page 1, line 13, after the word "fifth" insert the word "principal"

On page 1, line 16, delete the word "landmark" and insert in lieu thereof the word "site"

On page 1, line 20, after the word "fifth" insert the word "principal"

On page 1, line 21, after the word "fifth" insert the word "principal"

On page 3, line 3, after the word "west" insert the words "of the fifth principal meridian"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Martinson 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. 1222 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 State and Federal Government to whom was referred House Bill No. 1223 has had the same under consideration and recommends that the same be amended as follows:

On page 6, line 12, delete the numeral "13" and insert the numeral "12" in lieu thereof

And renumber the lines and pages 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 Social Welfare to whom was referred House Bill No. 1236 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Laskey 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 9, after the word "fund" insert the following "and from special funds derived from federal funds and/or other income"

On page 1, after line 18, delete lines 19 and 24 and insert in lieu thereof the following:

Salaries and wages	\$369,396
Fees and services	48,167
Supplies and materials	4,000
Equipment	9,795
Total all funds	\$431,358
Less estimated income	13,200

Total general fund appropriation and transfer	\$418,158
Grand total general fund appropriation	\$418,758
Grand total special funds appropriated	\$ 13,200
Grand total all funds H. B. 1012	\$431,958

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of the House Appropriation Committee to fund a secretary with the Law Enforcement Council funds and also provide two cars to the Parole Office with Law Enforcement funds. Matching state funds of 25% are included

REP. WAGNER, Vice Chairman

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

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2038 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Lodoen 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. 3004 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

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

SECOND READING OF A HOUSE BILL

House Bill No. 1013. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota, and which are under the supervision of the office of the adjutant general.

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, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rivinius
Austin	Hendrickson	Lee	Royse
Backlin	Hensrud	Leibhan	Rued
Bassingthwaite	Hentges	Linderman	Rundle
Berg	Herman	Livingston	Schindler
Bridston	Hickle	Lodoen	Scotfield
Christensen, H.	Hildebrand	Lundene	Solberg
Christensen, R.	Hilleboe	McGauvran	Stone
Dick	Jacob	Marsden	Streibel
Dornacker	Jacobson	Martinson	Strinden
Dotzenrod	Jaeger	Matheny	Thorsgard
Erickson	Jenkins	Mertens	Timm
Fleming	Johnson, H.	Metzger	Tinjum
Freborg	Johnson, K.	Meyer	Tweten
Froeber	Kermott	Miedema	Vander Vorst
Gackle	Kingsbury	Murphy	Wagner
Ganser	Kloubec	Nermyr	Watkins
Garnas	Knudson	Olin	Weber
Gengler	Kretschmar	Opedahl	Welder
Gronneberg	LaGrave	Poyzer	Wilkie
Grubb	Lang	Rau	Winge
Gunderson	Langley	Raymond	Winkjer
Hartl	Larson	Rice	Mr. Speaker
Haugland	Laske		

Absent and not voting:

Backes	Hausauer, L.	Orange	Reimers
Eagles	Olson	Peterson	Stoltenow

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Eldor Miller, and Rep. Miller was thereupon introduced to the House.

Speaker Bunker requested that former Commissioner of Agriculture Math Dahl be recognized, and he 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

Bismarck, January 18, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Fred Schaffer, Awareness House, Bismarck.

Roll was called, and all members were present except Reps. Eagles, L. Hausauer, Olson, Peterson and Reimers.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eleventh Day After Recess and the Twelfth Day and finds the same to be correct.

REP. GUNDERSON, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1042. 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, 68; nays, 29; absent and not voting 5.

Those voting in the affirmative were:

Atkinson	Hendrickson	Larson	Rivinius
Austin	Hensrud	Laske	Royse
Backlin	Hentges	Lee	Rued
Berg	Herman	Leibhan	Rundle
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	Marsden	Scotfield
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Freborg	Jaeger	Metzger	Streibel
Froeber	Jenkins	Miedema	Strinden
Ganser	Johnson, K.	Murphy	Thorsgard
Garnas	Kermott	Nermyr	Timm
Grubb	Kingsbury	Olin	Tweten
Gunderson	Kloubec	Poyzer	Wagner
Hartl	Knudson	Rau	Watkins
Haugland	LaGrave	Raymond	Winkjer
Hausauer, A.	Lang	Rice	Mr. Speaker

Those voting in the negative were:

Backes	Gronneberg	Livingston	Solberg
Bassingthwaite	Jacobson	Lundene	Tinjum
Dornacker	Johnson, H.	McGauvran	Vander Vorst
Dotzenrod	Kretschmar	Mertens	Weber
Erickson	Langley	Meyer	Welder
Fleming	Laughlin	Opedahl	Wilkie
Gackle	Linderman	Orange	Winge
Gengler			

Absent and not voting:

Eagles	Olson	Peterson	Reimers
Hausauer, L.			

So the bill passed and the title was agreed to.

House Bill No. 1048. 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, the roll was called and there were ayes, 72; nays, 25; absent and not voting 5.

Those voting in the affirmative were:

Atkinson	Haugland	Langley	Rice
Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hendrickson	Leibhan	Royse
Backlin	Hensrud	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Scofield
Bridston	Herman	Lodoen	Solberg
Christensen, H.	Hildebrand	Lundene	Stone
Christensen, R.	Hilleboe	McGauvran	Streibel
Dick	Jacob	Martinson	Strinden
Dornacker	Jacobson	Matheny	Timm
Erickson	Jenkins	Mertens	Tinjum
Fleming	Johnson, H.	Meyer	Tweten
Gackle	Kingsbury	Miedema	Vander Vorst
Ganser	Kloubec	Olin	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Wilkie
Grubb	LaGrave	Poyzer	Winge
Hartl	Lang	Raymond	Mr. Speaker

Those voting in the negative were:

Berg	Jaeger	Marsden	Schindler
Dotzenrod	Johnson, K.	Metzger	Stoltenow
Freborg	Kermott	Murphy	Thorsgard
Froeber	Larson	Nermyr	Wagner
Gronneberg	Laske	Rau	Welder
Gunderson	Lee	Rundle	Winkjer
Hickle			

Absent and not voting:

Eagles	Olson	Peterson	Reimers
Hausauer, L.			

So the bill passed and the title was agreed to.

House Bill No. 1077. A Bill for an Act to amend and reenact sections 16-04-17, 16-10-12.1, 16-11-12, 16-18-12, and subsection 2 of section 16-21-02 of the North Dakota Century Code, relating to arrangement of names on ballots and voting machines, voting machines and poll clerks, instructions, advertisements and ballots posted in polling places, poll registers, and permitting electors to vote only for those for whom they are entitled to vote; and to repeal section 16-18-06.1 of the North Dakota Century Code, relating to general election, primary election, and absentee voting ballots for those authorized to vote in federal elections only.

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 7.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Royse
Austin	Hausauer, A.	Lee	Rued
Backes	Hendrickson	Leibhan	Rundle
Backlin	Hensrud	Linderman	Schindler

Bassingthwaite	Hentges	Livingston	Scotfield
Berg	Herman	Lodoen	Solberg
Bridston	Hickle	Lundene	Stoltenow
Christensen, H.	Hildebrand	McGauvran	Stone
Christensen, R.	Hilleboe	Marsden	Streibel
Dick	Jacob	Martinson	Strinden
Dornacker	Jacobson	Matheny	Thorsgard
Dotzenrod	Jaeger	Mertens	Timm
Erickson	Jenkins	Metzger	Tinjum
Fleming	Johnson, H.	Meyer	Tweten
Freborg	Kermott	Miedema	Vander Vorst
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olin	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Rice	Mr. Speaker
Hartl	Laske	Rivinius	

Absent and not voting:

Eagles	Johnson, K.	Olson	Reimers
Hausauer, L.	Murphy	Peterson	

So the bill passed and the title was agreed to.

House Bill No. 1157. A Bill for an Act to amend and reenact sections 37-03-07 and 37-03-08 of the North Dakota Century Code, relating to the purchase and disposal of military 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, 95; nays, 0; absent and not voting 7.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royce
Backes	Hendrickson	Leibhan	Rued
Backlin	Hensrud	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scotfield
Bridston	Hickle	Lundene	Solberg
Christensen, H.	Hildebrand	McGauvran	Stone
Christensen, R.	Hilleboe	Marsden	Streibel
Dick	Jacob	Martinson	Strinden
Dornacker	Jacobson	Matheny	Thorsgard
Dotzenrod	Jaeger	Mertens	Timm
Erickson	Jenkins	Metzger	Tinjum
Fleming	Johnson, H.	Meyer	Tweten
Freborg	Kermott	Miedema	Vander Vorst
Froeber	Kingsbury	Murphy	Wagner
Gackle	Kloubec	Nermyr	Watkins
Ganser	Knudson	Olin	Weber
Garnas	Kretschmar	Opedahl	Welder
Gengler	LaGrave	Orange	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker
Hartl	Laske	Rice	

Absent and not voting:

Eagles	Johnson, K.	Peterson	Stoltenow
Hausauer, L.	Olson	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1184. A Bill for an Act to amend and reenact

subsection 3 of section 41-08-02 of the North Dakota Century Code, relating to the definition of clearing corporation, 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, 1; absent and not voting 7.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Raymond
Austin	Hausauer, A.	Laughlin	Rice
Backes	Hendrickson	Lee	Rivinius
Backlin	Hensrud	Leibhan	Royse
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Livingston	Schindler
Bridston	Hickle	Lodoen	Scotfield
Christensen, H.	Hildebrand	Lundene	Solberg
Christensen, R.	Hilleboe	McGauvran	Stone
Dick	Jacob	Marsden	Streibel
Dornacker	Jacobson	Martinson	Thorsgard
Dotzenrod	Jaeger	Matheny	Timm
Erickson	Jenkins	Mertens	Tinjum
Fleming	Johnson, H.	Metzger	Tweten
Freborg	Johnson, K.	Meyer	Vander Vorst
Froeber	Kermott	Miedema	Wagner
Gackle	Kingsbury	Murphy	Watkins
Ganser	Kloubec	Nermyr	Weber
Garnas	Knudson	Olin	Welder
Gengler	Kretschmar	Opedahl	Wilkie
Gronneberg	LaGrave	Orange	Winge
Grubb	Lang	Poyzer	Winkjer
Gunderson	Langley	Rau	Mr. Speaker
Hartl	Larson		

Those voting in the negative were:

Rundle

Absent and not voting:

Eagles	Olson	Reimers	Strinden
Hausauer, L.	Peterson	Stoltenow	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1206. A Bill for an Act to amend and reenact section 54-17-05 of the North Dakota Century Code, relating to majority approval of acts approved or authorized by members of the industrial 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, 71; nays, 26; absent and not voting 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson	Rued
Austin	Hendrickson	Laske	Rundle
Backlin	Hensrud	Lee	Schindler
Berg	Hentges	Lodoen	Scotfield
Bridston	Herman	Marsden	Stoltenow
Christensen, H.	Hickle	Martinson	Stone
Christensen, R.	Hilleboe	Matheny	Streibel
Dick	Jacob	Metzger	Strinden
Dornacker	Jaeger	Miedema	Thorsgard
Erickson	Jenkins	Murphy	Timm
Freborg	Johnson, K.	Nermyr	Tweten
Froeber	Kermott	Olin	Vander Vorst

Gackle	Kingsbury	Poyzer	Wagner
Ganser	Kloubec	Rau	Watkins
Garnas	Knudson	Raymond	Welder
Grubb	Kretschmar	Rice	Winkjer
Gunderson	LaGrave	Rivinius	Mr. Speaker
Hartl	Lang	Royse	

Those voting in the negative were:

Backes	Hildebrand	Livingston	Orange
Bassingthwaite	Jacobson	Lundene	Solberg
Dotzenrod	Johnson, H.	McGauvran	Tinjum
Fleming	Langley	Mertens	Weber
Gengler	Laughlin	Meyer	Wilkie
Gronneberg	Leibhan	Opedahl	Winge
Haugland	Linderman		

Absent and not voting:

Eagles	Olson	Peterson	Reimers
Hausauer, L.			

So the bill passed and the title was agreed to.

House Bill No. 1210. A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code, relating to salaries of elected state officials 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, 81; nays, 15; absent and not voting 6.

Those voting in the affirmative were:

Atkinson	Gunderson	Lang	Rau
Austin	Hartl	Langley	Raymond
Backes	Haugland	Larson	Rice
Backlin	Hausauer, A.	Laske	Rivinius
Bassingthwaite	Hendrickson	Lee	Royse
Berg	Hensrud	Linderman	Rued
Bridston	Hentges	Livingston	Scofield
Christensen, H.	Herman	Lodoen	Stone
Christensen, R.	Hildebrand	Lundene	Streibel
Dick	Hilleboe	McGauvran	Strinden
Dornacker	Jacob	Marsden	Timm
Dotzenrod	Jacobson	Martinson	Tinjum
Erickson	Jenkins	Mertens	Tweten
Fleming	Johnson, H.	Metzger	Vander Vorst
Freborg	Kermott	Miedema	Wagner
Froeber	Kingsbury	Murphy	Watkins
Gackle	Kloubec	Olin	Weber
Ganser	Knudson	Opedahl	Winge
Garnas	Kretschmar	Orange	Winkjer
Gengler	LaGrave	Poyzer	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Grubb	Laughlin	Nermyr	Stoltenow
Hickle	Leibhan	Rundle	Welder
Jaeger	Matheny	Schindler	Wilkie
Johnson, K.	Meyer	Solberg	
Absent and not voting:			
Eagles	Olson	Reimers	Thorsgard
Hausauer, L.	Peterson		

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged.

Senate Bill No. 2017
 Senate Bill No. 2067
 Senate Bill No. 2082

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on.

House Bill No. 1031
 House Bill No. 1079
 House Bill No. 1125
 House Bill No. 1193
 House Bill No. 1195
 House Bill No. 1201
 House Bill No. 1202
 House Bill No. 1219
 House Bill No. 1233
 House Bill No. 1220

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:
 House Concurrent Resolution No. 3026
 Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENT TO
 HOUSE CONCURRENT RESOLUTION No. 3026

On page 4, line 31, delete "Typist 132.00" and insert in lieu thereof "Clerk 114.00"

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2025
 Senate Bill No. 2154
 Senate Bill No. 2166
 Senate Bill No. 2192
 Senate Concurrent Resolution No. 4004

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1043
 House Concurrent Resolution No. 3007
 Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

SECOND READING OF A
 HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3016. A Concurrent Resolution urging Congress to adopt the metric system for weights and measurements in the United 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.

SECOND READING OF A SENATE BILL

Senate Bill No. 2043. A Bill for an Act to amend and reenact chapter 214 of the 1971 Session Laws of North Dakota, relating to the sale of the university of North Dakota-Ellendale branch 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hendrickson	Leibhan	Rued
Backlin	Hensrud	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scotfield
Bridston	Hickle	Lundene	Solberg
Christensen, H.	Hildebrand	McGauvran	Stoltenow
Christensen, R.	Hilleboe	Marsden	Stone
Dick	Jacob	Martinson	Streibel
Dornacker	Jacobson	Matheny	Strinden
Dotzenrod	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Timm
Fleming	Johnson, K.	Meyer	Tinjum
Freborg	Kermott	Miedema	Tweten
Froeber	Kingsbury	Murphy	Vander Vorst
Gackle	Kloubec	Nermyr	Wagner
Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Rice	Mr. Speaker

Absent and not voting:

Eagles	Jaeger	Peterson	Reimers
Hausauer, L.	Olson		

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

House Bill No. 1004. A Bill for an Act making an appropriation for defraying the expenses of the commissioner 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, 90; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Royse
Austin	Haugland	Laske	Rued
Backes	Hausauer, A.	Lee	Rundle
Backlin	Hendrickson	Leibhan	Schindler
Bassingthwaite	Hensrud	Linderman	Scotfield
Berg	Hentges	Livingston	Stoltenow
Bridston	Herman	Lodoen	Stone
Christensen, H.	Hickle	Lundene	Streibel
Christensen, R.	Hildebrand	McGauvran	Strinden
Dick	Hilleboe	Marsden	Thorsgard
Dornacker	Jacob	Martinson	Timm
Dotzenrod	Jacobson	Matheny	Tinjum
Erickson	Jenkins	Mertens	Tweten
Fleming	Johnson, H.	Metzger	Vander Vorst
Freborg	Johnson, K.	Meyer	Wagner
Froeber	Kermott	Nermyr	Watkins
Gackle	Kingsbury	Opedahl	Weber
Ganser	Kloubec	Orange	Welder

Garnas	Knudson	Poyzer	Wilkie
Gengler	Kretschmar	Raymond	Winge
Gronneberg	LaGrave	Rice	Winkjer
Grubb	Lang	Rivinius	Mr. Speaker
Gunderson	Langley		

Those voting in the negative were:

Jaeger	Laughlin	Murphy	Rau
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Absent and not voting:

Eagles	Miedema	Olson	Reimers
Hausauer, L.	Olin	Peterson	Solberg

So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved that the House concur in the Senate amendments to House Concurrent Resolution No. 3026, which motion prevailed.

Rep. Streibel moved that the rules be suspended, and House Concurrent Resolution No. 3026 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3026. A Concurrent Resolution providing and designating House and Senate employees and fixing their salaries.

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, 94; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Royse
Austin	Hendrickson	Lee	Rued
Backes	Hensrud	Leibhan	Rundle
Backlin	Hentges	Linderman	Schindler
Bassingthwaite	Herman	Livingston	Scofield
Berg	Hickle	Lodoen	Solberg
Bridston	Hildebrand	Lundene	Stoltenow
Christensen, H.	Hilleboe	McGauvran	Stone
Christensen, R.	Jacob	Marsden	Streibel
Dick	Jacobson	Martinson	Strinden
Dornacker	Jaeger	Matheny	Thorsgard
Dotzenrod	Jenkins	Mertens	Timm
Erickson	Johnson, H.	Metzger	Tinjum
Freborg	Johnson, K.	Meyer	Tweten
Froeber	Kermott	Murphy	Vander Vorst
Gackle	Kingsbury	Nermyr	Wagner
Ganser	Kloubec	Opedahl	Watkins
Garnas	Knudson	Orange	Weber
Gengler	Kretschmar	Poyzer	Welder
Gronneberg	LaGrave	Rau	Wilkie
Grubb	Lang	Raymond	Winge
Gunderson	Langley	Rice	Winkjer
Hartl	Larson	Rivinius	Mr. Speaker
Haugland	Laske		

Absent and not voting:

Eagles	Hausauer, L.	Olin	Peterson
Fleming	Miedema	Olson	Reimers

So the House Concurrent Resolution was declared adopted.

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Concurrent Resolution No. 3026.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2041

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:

Senate Bill No. 2041

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

MESSAGE TO THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2041

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE SENATE

Rep. Streibel moved that the House stand recessed until 12:30 p.m., Friday, January 19, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



THIRTEENTH DAY AFTER RECESS AND
FOURTEENTH DAY

Bismarck, January 19, 1973

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MOTIONS

Rep. Freborg moved that House Bill No. 1211 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Freborg requested permission to withdraw House Bill No. 1211. There being no objection, it was so ordered by the Speaker.

Rep. Rundle moved that House Bill No. 1134 be re-referred to the Committee on Veterans' Affairs, which motion prevailed.

Rep. Rundle moved that House Bill No. 1164 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Rundle requested permission to withdraw House Bill No. 1164, and requests that the following remarks be printed in the Journal.

Rep. Rundle: "Mr. Speaker, Ladies and Gentlemen:

"House Bill No. 1164 was introduced in an attempt to do something about the way the railroad taxes have been cut in recent years. Since 1960, the taxes of the Milwaukee Railroad in southwestern North Dakota have been cut more than half; while the taxes of most property have doubled in the same period. The valuation of the Milwaukee Railroad's property was set at \$24,800 a mile in 1960 and now it is \$9,800. This was done by the state board of equalization, headed by the Governor and steered by the Tax Commissioner, who really has a soft spot in his heart for the railroads.

"Railroad officers — not working men — of the Milwaukee were paid \$8,690,868 last year as shown by the figures of the Interstate Commerce Commission. This includes pay to at least one at the rate of well over \$100,000 a year.

"The city of Marmarth's general fund in 1960 received over a thousand dollars in railroad taxes and in 1970 the amount was slightly over \$400. This bill was introduced at the request of R. C. Rushford, mayor of the city of Marmarth, and other officials of the cities along the Milwaukee Railroad. However, at a meeting recently, city officials and their attorneys decided that the bill doesn't do what they want it to. The citizens' committee working on the matter now feel that the new Governor may not be so lenient with the railroads and they are going to appeal to him. Therefore, Mr. Speaker, I ask permission to withdraw House Bill No. 1164."

There being no objection, Speaker Bunker ordered that House Bill No. 1164 be withdrawn.

MOTIONS

Rep. Streibel moved that there be 200 extra copies printed each of House Bill No. 1048 and House Bill No. 1150, which motion prevailed.

Rep. Streibel moved that House Bill No. 1042 be messaged to the Senate immediately, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Miedema has moved that the amendments to House Bill No. 1012 as recommended by the Committee on Appropriations as printed on page 235 of the House Journal be adopted, which motion prevailed.

Rep. Lodoen has moved that the amendments to House Bill No. 1092 as recommended by the Committee on Industry, Business and Labor as printed on page 231 of the House Journal be adopted, which motion prevailed.

Rep. Kloubec has moved that the amendments to House Bill No. 1093 as recommended by the Committee on Industry, Business and Labor as printed on page 231 of the House Journal be adopted, which motion prevailed.

Rep. Martinson has moved that the amendments to House Bill No. 1129 as recommended by the Committee on State and Federal Government as printed on page 232 of the House Journal be adopted, which motion prevailed.

Rep. Timm has moved that the amendments to House Bill No. 1132 as recommended by the Committee on Industry, Business and Labor as printed on page 232 of the House Journal be adopted, which motion prevailed.

Rep. Rivinius has moved that the amendments to House Bill No. 1204 as recommended by the Committee on State and Federal Government as printed on page 234 of the House Journal be adopted, which motion prevailed.

Rep. Martinson has moved that the amendments to House Bill No. 1216 as recommended by the Committee on State and Federal Government as printed on page 234 of the House Journal be adopted, which motion prevailed.

Rep. Hensrud has moved that the amendments to House Bill No. 1223 as recommended by the Committee on State and Federal Government as printed on page 235 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. 1026

House Bill No. 1067

House Bill No. 1123

House Bill No. 1134

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Representative Laughlin moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1067. A Bill for an Act to amend and reenact section 58-04-05 of the North Dakota Century Code, relating to the extension of voting hours at township elections.

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 9.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Rivinius
Backes	Hendrickson	Leibhan	Royse
Backlin	Hensrud	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Jacob	Marsden	Stoltenow
Dick	Jacobson	Martinson	Stone
Dornacker	Jaeger	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Erickson	Johnson, H.	Metzger	Thorsgard
Fleming	Johnson, K.	Meyer	Tinjum
Freborg	Kermott	Miedema	Tweten
Froeber	Kingsbury	Murphy	Vander Vorst
Gackle	Kloubec	Nermyr	Wagner
Ganser	Kretschmar	Olson	Watkins
Garnas	LaGrave	Opedahl	Weber
Gengler	Lang	Orange	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Rice	Mr. Speaker
Haugland			

Absent and not voting:

Atkinson	Hilleboe	Olin	Reimers
Eagles	Knudson	Peterson	Timm
Hausauer, L.			

So the bill passed and the title was agreed to.

House Bill No. 1123. A Bill for an Act to amend and reenact subsection 10 of section 15-29-08 of the North Dakota Century Code, relating to powers of school boards and to eliminate the unanimity requirement for hiring relatives to teach.

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 9.

Those voting in the affirmative were:

Austin	Hentges	Leibhan	Royse
Backlin	Herman	Linderman	Rued
Bridston	Hickle	Livingston	Schindler
Christensen, H.	Hildebrand	Lodoen	Scofield
Christensen, R.	Jacob	Lundene	Solberg
Dick	Jacobson	Marsden	Stoltenow
Dornacker	Jaeger	Martinson	Stone
Dotzenrod	Jenkins	Matheny	Streibel
Erickson	Johnson, H.	Mertens	Strinden
Freborg	Johnson, K.	Metzger	Thorsgard
Froeber	Kermott	Meyer	Tinjum
Gackle	Kingsbury	Miedema	Tweten
Ganser	Kloubec	Murphy	Vander Vorst
Garnas	Knudson	Nermyr	Wagner
Gengler	Kretschmar	Olson	Watkins
Gronneberg	LaGrave	Opedahl	Weber
Grubb	Lang	Orange	Welder
Gunderson	Langley	Poyzer	Wilkie
Hartl	Larson	Rau	Winge
Haugland	Laske	Raymond	Winkjer
Hausauer, A.	Laughlin	Rice	Mr. Speaker
Hensrud	Lee	Rivinius	

Those voting in the negative were:

Bassingthwaite	Fleming	McGauvran	Rundle
Berg	Hendrickson		

Absent and not voting:

Atkinson	Hausauer, L.	Olin	Reimers
Backes	Hilleboe	Peterson	Timm
Eagles			

So the bill passed and the title was agreed to.

House Bill No. 1168. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the registration of a motor vehicle.

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 8.

Those voting in the affirmative were:

Austin	Haugland	Laske	Rivinius
Backes	Hausauer, A.	Laughlin	Royse
Backlin	Hendrickson	Lee	Rued
Bassingthwaite	Hensrud	Leibhan	Schindler
Berg	Hentges	Linderman	Scofield
Bridston	Herman	Livingston	Solberg
Christensen, H.	Hickle	Lodoen	Stoltenow
Christensen, R.	Hildebrand	Lundene	Stone
Dick	Jacob	McGauvran	Streibel
Dornacker	Jacobson	Marsden	Strinden
Dotzenrod	Jaeger	Martinson	Thorsgard
Erickson	Jenkins	Matheny	Tinjum
Fleming	Johnson, H.	Mertens	Tweten
Freborg	Johnson, K.	Metzger	Vander Vorst
Froeber	Kermott	Meyer	Wagner
Gackle	Kingsbury	Miedema	Watkins
Ganser	Kloubec	Nermyr	Weber
Garnas	Knudson	Olson	Welder
Gengler	Kretschmar	Opedahl	Wilkie
Gronneberg	LaGrave	Orange	Winge
Grubb	Lang	Poyzer	Winkjer
Gunderson	Langley	Raymond	Mr. Speaker
Hartl	Larson	Rice	

Those voting in the negative were:

Murphy	Rau	Rundle
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Absent and not voting:

Atkinson	Hausauer, L.	Olin	Reimers
Eagles	Hilleboe	Peterson	Timm

So the bill passed and the title was agreed to.

House Bill No. 1187. A Bill for an Act to amend and reenact subsection 3 of section 39-22-09 of the North Dakota Century Code, relating to dealer registration of used 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, 94; nays, 1; absent and not voting 7.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Jacob	Marsden	Solberg

Dick,	Jacobson	Martinson	Stoltenow
Dornacker	Jaeger	Matheny	Stone
Dotzenrod	Jenkins	Mertens	Streibel
Erickson	Johnson, H.	Metzger	Strinden
Fleming	Johnson, K.	Meyer	Thorsgard
Freborg	Kermott	Miedema	Tinjum
Froeber	Kingsbury	Murphy	Tweten
Gackle	Kloubec	Nermyr	Vander Vorst
Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Olson	Weber
Gengler	LaGrave	Opedahl	Welder
Gronneberg	Lang	Orange	Wilkie
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland	Laughlin		

Those voting in the negative were:
Wagner

Absent and not voting:

Atkinson	Hausauer, L.	Peterson	Timm
Eagles	Hilleboe	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1222. A Bill for an Act to amend and reenact section 35-07-02 of the North Dakota Century Code, relating to the period for filing a threshing lien.

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, 2; absent and not voting 7.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rice
Backes	Hendrickson	Lee	Rivinius
Backlin	Hensrud	Leibhan	Royce
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Livingston	Rundle
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	Lundene	Scofield
Christensen, R.	Jacob	McGauvran	Stoltenow
Dick	Jacobson	Marsden	Stone
Dornacker	Jaeger	Martinson	Streibel
Dotzenrod	Jenkins	Matheny	Strinden
Erickson	Johnson, H.	Mertens	Thorsgard
Fleming	Johnson, K.	Metzger	Tinjum
Freborg	Kermott	Meyer	Tweten
Froeber	Kingsbury	Miedema	Vander Vorst
Gackle	Kloubec	Murphy	Wagner
Ganser	Knudson	Nermyr	Watkins
Garnas	Kretschmar	Olin	Weber
Gengler	LaGrave	Olson	Welder
Gronneberg	Lang	Opedahl	Wilkie
Grubb	Langley	Orange	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland			

Those voting in the negative were:
Poyzer Solberg

Absent and not voting:

Atkinson	Hausauer, L.	Peterson	Timm
Eagles	Hilleboe	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1236. A Bill for an Act to create and enact a new

section to chapter 27-20 of the North Dakota Century Code, relating to court order requirement in disposition and adjudication of a 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, 94; nays, 0; absent and not voting 8.

Those voting in the affirmative were:

Austin	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scotfield
Christensen, R.	Jacob	Marsden	Solberg
Dick	Jacobson	Martinson	Stoltenow
Dornacker	Jaeger	Matheny	Stone
Dotzenrod	Jenkins	Mertens	Streibel
Erickson	Johnson, H.	Metzger	Strinden
Fleming	Johnson, K.	Meyer	Thorsgard
Freborg	Kermott	Miedema	Tinjum
Froeber	Kingsbury	Murphy	Tweten
Gackle	Kloubec	Nermyr	Vander Vorst
Ganser	Knudson	Olin	Wagner
Garnas	Kretschmar	Olson	Watkins
Gengler	LaGrave	Opedahl	Weber
Gronneberg	Lang	Orange	Welder
Grubb	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Rice	Mr. Speaker
Hausauer, A.	Lee		

Absent and not voting:

Atkinson	Eagles	Hilleboe	Reimers
Backes	Hausauer, L.	Peterson	Timm

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on

House Bill No. 1042

ROY GILBREATH, Chief Clerk

ANNOUNCEMENT

Speaker Bunker announced that House Concurrent Resolution No. 3004 was re-referred to the Legislative Council Resolutions Committee.

SECOND READING OF A SENATE BILL

Senate Bill No. 2038. A Bill for an Act to authorize North Dakota's local units of government to spend revenue sharing funds, 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, 1; absent and not voting 7.

Those voting in the affirmative were:

Austin	Hendrickson	Leibhan	Rivinius
Backes	Hensrud	Linderman	Royse
Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Rundle

Berg	Hickle	Lundene	Schindler
Bridston	Hildebrand	McGauvran	Scofield
Christensen, H.	Jacob	Marsden	Solberg
Christensen, R.	Jacobson	Martinson	Stoltenow
Dick	Jaeger	Matheny	Stone
Dornacker	Jenkins	Mertens	Streibel
Dotzenrod	Johnson, H.	Metzger	Strinden
Erickson	Johnson, K.	Meyer	Thorsgard
Freborg	Kermott	Miedema	Tinjum
Froeber	Kingsbury	Murphy	Tweten
Gackle	Kloubec	Nermyr	Vander Vorst
Ganser	Knudson	Olin	Wagner
Garnas	Kretschmar	Olson	Watkins
Gengler	LaGrave	Opedahl	Weber
Gronneberg	Lang	Orange	Welder
Grubb	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Rice	Mr. Speaker
Hausauer, A.	Lee		

Those voting in the negative were:

Fleming

Absent and not voting:

Atkinson	Hausauer, L.	Peterson	Timm
Eagles	Hilleboe	Reimers	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1074 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4 after the word "platforms" insert the following: "and the use of horses and mules"

On page 1, line 19 place beginning triple parentheses before "except"

On page 1, line 20 place ending triple parentheses after the word "section"

On page 1, line 23 following the period, insert the following:

"Such platform, scaffold, blind, or device shall be clearly identified as to the name and address of the owner and shall be constructed so as to be easily disassembled and removed, and it shall be disassembled and removed by the hunter at the close of each designated season."

On page 2, line 9 place beginning triple parentheses before the word "Horses"

On page 2, line 11 place ending triple parentheses after the period and renumber the lines and pages accordingly

And when so amended recommends the same do pass.

REP. DICK, 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. 1091 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 1141 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Garnas 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. 1146 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, following the word "Act", insert the following words: "to amend and reenact sections 21-03-02 and 57-15-06 of the North Dakota Century Code, relating to bonds and tax levies for county agriculture and training schools, and"

On page 1, line 1, following the numerals "15-42", insert the following words: "and sections 15-53.1-09 and 57-15-14.1"

On page 1, line 3, following the word "schools", insert the following words: ", classification of elementary school districts in counties in which county agriculture and training schools are located, and levies to support county agriculture and training schools"

On page 1, line 8, following the words "SECTION 1.", delete the remainder of the line and line 9, and insert in lieu thereof the following words: "AMENDMENT.) Section 21-03-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

21-03-02. PROVISIONS NOT APPLICABLE TO CERTAIN ISSUES.) This chapter is not applicable:

1. To issue of bonds, warrants, or other forms of public securities issued on account of public improvements and for the payment of which special assessments are or shall be levied upon and against property benefited thereby which do not constitute, at the time of their issuance, a general obligation or fixed liability of the municipality issuing the same, nor the portion of any such issue payable by general taxation on account of assumption of a portion of the cost of such improvement under section 40-24-10 or any similar law. Nothing in this subsection shall be construed to prevent the issuance of bonds by any city for the purposes specified in section 21-03-06, subsection 2, subdivision g;
2. To drainage bonds or irrigation bonds;
3. To refunding of seed and feed bonds under the provisions of sections 11-29-34 to 11-29-38, inclusive; or
4. (((To county bonds for agricultural training schools issued under the provisions of sections 15-42-18 to 15-42-27, inclusive;
- 5.))) To borrowing of money in anticipation of tax collections by means of certificates of indebtedness, as provided by chapter 21-02.

SECTION 2. AMENDMENT.) Section 57-15-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-15-06. LIMITATIONS ON COUNTY TAX LEVIES.) County tax levies shall be limited as follows:

1. The board of county commissioners shall not levy any taxes for general or special county purposes which will exceed the amount produced by a levy of twenty mills on the dollar of the net taxable valuation of the county;
2. The board of county commissioners annually shall levy taxes sufficient to meet the obligations of the county for the maintenance of its patients in the charitable institutions of the state, but such taxes shall not exceed the amount produced by a levy rate of one and one-quarter mills on the

dollar of net taxable valuation. Such levy shall be within the amount produced by the twenty-mill rate, and shall be a paramount charge, to the exclusion of all other budget items, upon the necessary part of the total tax levies; provided that any funds now on hand or hereinafter levied for the purpose of this subsection shall not, in the discretion of the board of county commissioners, be included in the budget of the county;

3. The twenty-mill limitation shall apply to all tax levies which the county is authorized to levy for general and special county purposes, including taxes levied for road and bridge purposes. Any unexpended balance in the county road fund at the end of the fiscal year may be transferred to a special road fund, except that such special fund shall never exceed the amount a ten-mill levy on the assessed valuation of the county would yield, and the balance in said fund shall not be considered in determining the budget or the amount that may be levied. Such mill limitation shall not apply:
 - a. To tax levies for the purpose of paying the principal and interest on any obligations of the county evidenced by the issuance of bonds;
 - b. To tax levies made to pay the county tuition provided for by section 57-15-24;
 - c. To taxes levied for the purpose of combating gophers pursuant to section 4-16-02;
 - d. To taxes levied pursuant to any statute which expressly provides that the taxes authorized to be levied therein shall not be subject to the twenty-mill limitations for general and special county purposes; or
 - e. (((To the tax levied pursuant to the provisions of chapter 15-42 of the title Education, for support and maintenance of county agricultural and training schools, up to a maximum of two and one-half mills on the assessed value in the county for such purpose. Nothing herein contained shall be construed to prevent the appropriation of money from the county general fund for the support and maintenance of county agricultural and training schools; or
 - f.))) To taxes levied for the purpose of establishing and maintaining a library fund for public library services.

SECTION 3. REPEAL.) Chapter 15-42 and sections 15-53.1-09 and 57-15-14.1 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. KNUDSON, Chairman

Rep. Froeber 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. 1162 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Leibhan 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. 1179 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Rued 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. 1186 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Bill No. 1186 was indefinitely postponed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1203 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 Natural Resources to whom was referred House Bill No. 1208 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. H. Christensen 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. 1217 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Poyzer 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. 1241 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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 House Concurrent Resolution No. 3019 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

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

Rep. Streibel moved the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand recessed until 1:59 p.m., which motion prevailed.

The House reconvened at 1:59 p.m., with Speaker Bunker presiding.

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

ROY GILBREATH, Chief Clerk

FOURTEENTH DAY

Bismarck, January 19, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Charles Hill, Retired Congregational Minister, Bismarck.

Roll was called and all members were present except Reps. Eagles, L. Hausauer, Hilleboe, Peterson, Reimers, and Timm.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twelfth Day

After Recess and Thirteenth Day, and finds the same to be correct.

REP. GUNDERSON, Chairman

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

MOTION

Rep. Wagner moved that House Bill No. 1204 be re-referred to the Committee on Appropriations, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1169 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, place beginning triple parentheses before the word "designed"

On page 1, line 15, place ending triple parentheses after the word "vehicles"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HENSRUD, Chairman

Rep. 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 House Bill No. 1215 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 7 place a period after the word "cause" and delete the remainder of the sentence

On page 6, line 18, place beginning triple parentheses before the word "SECTION"

On page 6, line 26, place ending triple parentheses after the word "highway"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HENSRUD, Chairman

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

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2027

Senate Bill No. 2039

Senate Bill No. 2095

Senate Bill No. 2099

Senate Bill No. 2123

Senate Bill No. 2134

Senate Bill No. 2138

Senate Bill No. 2139

Senate Bill No. 2140

Senate Bill No. 2141

Senate Bill No. 2145

Senate Bill No. 2151

Senate Bill No. 2169

Senate Bill No. 2170

Senate Bill No. 2173

Senate Bill No. 2174

Senate Bill No. 2184

Senate Bill No. 2185

Senate Bill No. 2187

Senate Bill No. 2188

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1117

Which the Senate has passed unchanged.

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 1:00 p.m., Monday, January 22, 1973, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. K. Johnson, Stoltenow, Erickson and Langley introduced:

House Bill No. 1327. 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.

Committee on State and Federal Government introduced:

House Bill No. 1328. A Bill for an Act to amend and reenact section 12-46-04 of the North Dakota Century Code, relating to appointment and removal of officers at the state training school.

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

Rep. Winkjer introduced:

House Bill No. 1329. A Bill for an Act to create and enact section 11-18-15 of the North Dakota Century Code, relating to the seal on notarized documents filed with a register of deeds, and to amend and reenact subsection 1 of section 44-06-04 of the North Dakota Century Code, relating to the filing of a notary's seal with the secretary of state.

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

Reps. Backlin and Metzger introduced:

House Bill No. 1330. A Bill for an Act to amend and reenact section 40-23-02 of the North Dakota Century Code, relating to compensation of the special assessment commission members.

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

Reps. Ganser and Solberg introduced:

House Bill No. 1331. A Bill for an Act to amend and reenact section 60-02-17 of the North Dakota Century Code, relating to grain and seed warehouses, and regulations covering redelivery charges for all grain.

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

Rep. Metzger introduced:

House Bill No. 1332. A Bill for an Act to amend and reenact section 40-08-10 of the North Dakota Century Code, relating to conduct of regular meetings which fall upon a holiday.

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

Reps. Ganser and Solberg introduced:

House Bill No. 1333. A Bill for an Act to amend and reenact section 60-02-17 of the North Dakota Century Code, relating to grain and seed warehouses, and various warehouse regulations governing charges for storage.

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

Rep. Kretschmar introduced:

House Bill No. 1334. A Bill for an Act to amend and reenact subsection 3 of section 57-37-21 of the North Dakota Century Code, relating to alternate valuation date for estate tax purposes.

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

Reps. Orange, Metzger and Gengler introduced:

House Bill No. 1335. A Bill for an Act to amend and reenact section 54-52.1-06 of the North Dakota Century Code, relating to state contributions for state employees' health insurance programs.

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

Rep. Winkjer introduced:

House Bill No. 1336. A Bill for an Act to create and enact section 28-32-03.1 and to amend and reenact section 28-32-03 of the North Dakota Century Code, relating to the publication and distribution of administrative agency rules and regulations.

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

Reps. Orange, Metzger and Gengler introduced:

House Bill No. 1337. A Bill for an Act to amend and reenact section 54-06-14 of the North Dakota Century Code, relating to annual leave and sick pay for state employees, and providing that an employee terminated from state employment through no fault of his own be paid for accumulated sick leave.

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

Rep. Wagner introduced:

House Bill No. 1338. A Bill for an Act to amend and reenact subsection 12 of section 57-02-08 and sections 57-35-06 and 57-35.1-02 of the North Dakota Century Code, relating to mobile homes owned by banks and savings and loan institutions; and to repeal section 57-02-26.1 of the North Dakota Century Code.

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

Reps. Wagner and A. Hausauer introduced:

House Bill No. 1339. A Bill for an Act to amend and reenact section 54-06-09 of the North Dakota Century Code, relating to mileage and travel expense of state officers and employees.

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

Rep. Wagner introduced:

House Bill No. 1340. A Bill for an Act to amend and reenact sections 57-55-01.1 and 57-55-03 of the North Dakota Century Code, relating to the date when the mobile home tax becomes due and delinquent, and also provides for a discount, penalty and interest.

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

Reps. Wagner, Backlin and A. Hausauer introduced:

House Bill No. 1341. A Bill for an Act to create and enact section 44-08-04.1 of the North Dakota Century Code, relating to per diem allowance for long term travel status; to amend and reenact sections 44-08-04 and 44-08-05 of the North Dakota Century Code,

relating to expenses and allowances for state officials and employees while performing duties away from their normal working and living residence; providing a penalty; and declaring an emergency.

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

Rep. Tinjum introduced:

House Bill No. 1342. A Bill for an Act to amend and reenact section 57-37-24 of the North Dakota Century Code, to provide for the distribution of a portion of estate taxes to townships.

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

Reps. Lundene and Larson introduced:

House Bill No. 1343. A Bill for an Act to create and enact three new subsections to section 39-04-01 of the North Dakota Century Code, relating to definitions of special interest vehicles, and parts cars and their owners; and to amend and reenact section 39-04-43 of the North Dakota Century Code, relating to licensing of antique automobiles.

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

Rep. Laughlin introduced:

House Bill No. 1344. A Bill for an Act to amend and reenact subsection A of section 11-18-05 of the North Dakota Century Code, relating to fees charged by registers of deeds.

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

FIRST READING OF SENATE BILLS AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 2025. A Bill for an Act relating to the investment of endowment funds by the institutions under the control of the board of higher education.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2154. A Bill for an Act to amend and reenact subdivision a of subsection 2 of section 39-04-19 of the North Dakota Century Code, relating to registration of motor buses.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2166. A Bill for an Act to amend and reenact section 10 of chapter 462 of the 1969 Session Laws of North Dakota, as amended by section 2 of chapter 526 of the 1971 Session Laws of North Dakota, relating to the permanent repository of the records of the North Dakota Constitutional Convention of 1971-1972.

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

Senate Bill No. 2192. A Bill for an Act to amend and reenact section 16-04-01, 16-04-11, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the date of the primary election, precinct committeemen meetings, and party conventions.

Which was read the first time and referred to the Committee on Judiciary.

Senate Concurrent Resolution No. 4004. A Concurrent Resolution expressing support for the imposition of more appropriate sentences by the courts of this state for persons convicted of driving while intoxicated.

Which was read the first time and referred to the Committee on Transportation.

The House stood recessed until 1:00 p.m., Monday, January 22, 1973, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

FOURTEENTH DAY AFTER RECESS
AND FIFTEENTH DAY

Bismarck, January 22, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

POINT OF PERSONAL PRIVILEGE

Rep. Gronneberg requested that the following remarks be printed in the Journal:

"Mr. Speaker:

"I rise on a point of personal privilege and ask that my remarks be recorded in the Journal. I have them transcribed.

"As you all know we have been having difficulties with the wonderful electronic age machine we use for voting.

"We have seen instances where pushing the green button produces a red light, where when even present and voting are recorded as not voting, but over the weekend I was amazed to see I had voted according to the Journal the opposite of what I intended.

"In fact I even spoke against one bill, House Bill No. 1042, and I am recorded as voting for that bill. I am also paired, according to the Journal, as for House Bill No. 1206 relating to veto power of the governor on the Industrial Commission with 70 republicans.

"Now it is possible that a person can push the wrong button but I always check my light to make sure it registers according to my wishes.

Also my partner, Rep. Laughlin, and I usually cross-check our votes.

"I even asked the minority floor leader if he notice my peculiar voting and he said he hadn't.

"I am not going to request a new vote on these two bills since the change of my vote would not change the outcome anyway but I am asking that this be recorded in the Journal to clarify my position on these two bills.

"Mr. Speaker, I am also going to ask for verification of my vote for the next few bills and possibly on some of the more important legislation in the future."

The Chief Clerk explained that investigation has disclosed that in the reprinting of the tally sheets from the voting machine, the names of Rep. Grubb and Rep. Gronneberg had been reversed, thereby showing Rep. Gronneberg's vote after Rep. Grubb's name and vice versa. Also the names of Rep. Watkins and Rep. Wagner were similarly reversed with the vote of one registering after the name of the other. The situation now has been corrected, and a correction of the votes will be made in the Revision and Correction Report, and further, the correct votes will be shown in the permanent Journal at the completion of the session.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journals of the twelfth day after recess, the thirteenth day, and the thirteenth day after recess and fourteenth day and recommends that the same be corrected as follows:

On page 237, line 43, delete the name "Gronneberg" and insert in lieu thereof the name of "Grubb"

On page 237, line 49, delete the name "Grubb" and insert in lieu thereof the name "Gronneberg"

On page 238, line 27, delete the name "Wagner" and insert in lieu thereof the name "Watkins"

On page 238, line 35, delete the name "Watkins" and insert in lieu thereof the name "Wagner"

On page 241, line 5, delete the name "Gronneberg" and insert in lieu thereof the name "Grubb"

On page 241, line 14, delete the name "Grubb" and insert in lieu thereof the name "Gronneberg"

On page 241, in line 50, delete the name "Grubb" and insert in lieu thereof the name "Gronneberg"

On page 241, in line 52, delete the name "Gronneberg" and insert in lieu thereof the name "Grubb"

On page 251, line 10, delete the name "Wagner" and insert in lieu thereof the name "Watkins"

On page 251, line 18, delete the name "Watkins" and insert in lieu thereof the name "Wagner"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Tinjum 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. 1012

House Bill No. 1092

House Bill No. 1093

House Bill No. 1129

House Bill No. 1132

House Bill No. 1204

House Bill No. 1216

House Bill No. 1223

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Representative Jacobson moved that the report be adopted, which motion prevailed, and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Wilkie has moved that the amendments to House Bill No. 1074 as recommended by the Committee on Natural Resources as printed on page 253 of the House Journal be adopted, which motion prevailed.

Rep. Freborg has moved that the amendments to House Bill No. 1146 as recommended by the Committee on Education as printed on pages 254 and 255 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary 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 11 after the word "RECORDS" and before the period insert the following: "**EXCEPTION**"

On page 2, line 4 after the word "satisfied" insert the following: "**for more than twenty years**"

On page 2, line 6 after the word "dismissed" and before the period insert the following: "**for more than twenty years**"

On page 2, line 12 after the word "office" and before the period insert the following: "**for more than ten years**"

On page 2, line 25 after the word "Exhibits" insert the following: "**twenty years after**" and also in line 25 insert beginning triple parentheses before the first word "in" and delete the beginning triple parentheses before the word "judgment"

On page 2, after line 30 insert the following new subsection:

"3. Upon the motion of any party to an action, the court may direct the clerk to hold certain records for a period longer than that prescribed in section 1 and 2."

An renumber the lines and pages accordingly.

And when so amended recommends 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 Transportation to whom was referred House Bill No. 1066 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Bill No. 1066 was indefinitely postponed.

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 Social Welfare to whom was referred House Bill No. 1113 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", and after the number "14-08-07" insert the following: ", 14-08-08, and 14-08-09"

On page 1, line 7, delete the word "and"

On page 1, line 9, after the word "court" insert the following: "omitting the requirement of consent for purposes of proceeding with enforcement of support payments, relating to duties of the county welfare board in relation to support payments, and relating to initiation of proceedings for enforcement of support orders"

On page 2, line 30, insert beginning triple parentheses before the comma

On page 2, line 31, delete the triple parentheses around the number "1." and delete the following "a."

On page 3, line 2, delete the triple parentheses around the number "2." and delete the following "b."

On page 3, line 10, insert ending triple parentheses following the number "14-08-10"

On page 3, after the last printed line insert the following:

"SECTION 2. AMENDMENT.) Section 14-08-08 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

14-08-08. NOTIFICATION AND DUTIES OF COUNTY WELFARE BOARD.) The clerk of court shall inform the county welfare board of the county wherein the recipient of a support payment made pursuant to section 14-08-07 resides for welfare purposes of the fact that a support decree has been made affecting the parties in question and that support payments are being received. The recipient's county welfare board shall notify the clerk of the court making a support decree in all cases where application is made for welfare assistance by a recipient entitled to support payments pursuant to such decree. (((In such cases the clerk of court immediately upon such notification by the county welfare board and without the necessity of complying with the provisions of subsections 1 and 2 of section 14-08-07 shall initiate the procedure set forth in section 14-08-07.)))

SECTION 3. AMENDMENT.) Section 14-08-09 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

14-08-09. AID OF COURT AVAILABLE TO RECIPIENTS OF SUPPORT.) Any person entitled to child support payments pursuant to a court decree may initiate the proceedings set forth in section 14-08-07 upon notification of the clerk of court having jurisdiction in such case if there is a written, signed agreement between the original party litigants to the court action concerning the payment of such support payments which has been incorporated or referred to within the court decree, or an order of the court, **issued prior to July 1, 1973**, providing for such payments in a manner other than through the clerk of court, and the recipient, in giving the clerk of court a written consent to proceed under the provisions of section 14-08-07, files with the court an affidavit of failure by the ordered party to pay such support. (((In such case the written consent of the attorney of record required in subsection 1 of section 14-08-07 may be waived by the court.)))"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Laske 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. 1122 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 1154 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Backlin 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. 1158 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, delete the beginning triple parentheses before the word "as"

On page 1, line 13, delete the ending triple parentheses after the word "subject"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. 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. 1228 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

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

House Bill No. 1228 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation 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 18 delete the word "five" and insert in lieu thereof the word "two"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Murphy 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. 1246 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16 place triple parentheses around the word "their" and insert in lieu thereof the word "the" and also in line 16 after the word "conservation" insert the following: "thereof, and for maintaining action for damages as herein provided"

On page 1, line 22 after the word "who" insert the word "unlawfully"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

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

SECOND READING OF A HOUSE BILL

House Bill No. 1012. A Bill for an Act making an appropriation for defraying expenses of the pardon board and parole office.

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, 1; absent and not voting 5.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Raymond
Austin	Hausauer, A.	Lee	Rice
Backlin	Hausauer, L.	Leibhan	Rivinius
Bassingthwaite	Hendrickson	Linderman	Royse
Berg	Hensrud	Livingston	Rued
Bridston	Hentges	Lodoen	Rundle
Christensen, H.	Herman	Lundene	Schindler
Christensen, R.	Hickle	McGauvran	Scotfield
Dick	Hildebrand	Marsden	Solberg
Dornacker	Jacob	Martinson	Stoltenow
Dotzenrod	Jacobson	Matheny	Stone
Eagles	Jenkins	Mertens	Streibel
Erickson	Johnson, H.	Metzger	Thorsgard
Fleming	Johnson, K.	Meyer	Timm
Freborg	Kermott	Miedema	Tinjum
Froeber	Kingsbury	Murphy	Tweten
Gackle	Kloubec	Nermyr	Vander Vorst

Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Olson	Weber
Gengler	LaGrave	Opedahl	Welder
Gronneberg	Lang	Orange	Wilkie
Grubb	Langley	Peterson	Winge
Gunderson	Larson	Poyzer	Winkjer
Hartl	Laske	Rau	Mr. Speaker

Those voting in the negative were:

Jaeger

Absent and not voting:

Backes	Reimers	Strinden	Wagner
Hilleboe			

So the bill passed and the title was agreed to.

MOTION

Rep. Herman moved that House Bill No. 1092 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1091. A Bill for an Act to create and enact section 43-23-11.1 of the North Dakota Century Code; and to repeal section 43-23-11 of the North Dakota Century Code; all relating to grounds for refusal, revocation and suspension of licenses, hearings, appeals and investigations by the state real estate 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, 100; nays, 0; absent and not voting 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Raymond
Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scotfield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Stone
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jaeger	Mertens	Strinden
Erickson	Jenkins	Metzger	Thorsgard
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Murphy	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olin	Watkins
Garnas	Knudson	Olson	Weber
Gengler	Kretschmar	Opedahl	Welder
Gronneberg	LaGrave	Orange	Wilkie
Grubb	Lang	Peterson	Winge
Gunderson	Langley	Poyzer	Winkjer
Hartl	Larson	Rau	Mr. Speaker

Absent and not voting:

Reimers Wagner

So the bill passed and the title was agreed to.

House Bill No. 1093. A Bill for an Act to create and enact section 43-23-14.1 of the North Dakota Century Code and to repeal section 43-23-14 of the North Dakota Century Code; all relating to the handling of funds by real estate and mortgage brokers.

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, 100; nays, 0; absent and not voting 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Raymond
Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scofield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Stone
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jaeger	Mertens	Strinden
Erickson	Jenkins	Metzger	Thorsgard
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Murphy	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olin	Watkins
Garnas	Knudson	Olson	Weber
Gengler	Kretschmar	Opedahl	Welder
Gronneberg	LaGrave	Orange	Wilkie
Grubb	Lang	Peterson	Winge
Gunderson	Langley	Poyzer	Winkjer
Hartl	Larson	Rau	Mr. Speaker

Absent and not voting:

Reimers Wagner

So the bill passed and the title was agreed to.

House Bill No. 1129. A Bill for an Act to make public buildings and facilities accessible to, and usable by, the physically handicapped, and to repeal section 48-02-18 of the North Dakota Century Code, relating to public buildings.

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, 100; nays, 0; absent and not voting 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Raymond
Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scofield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Stone
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jaeger	Mertens	Strinden
Erickson	Jenkins	Metzger	Thorsgard
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Murphy	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olin	Watkins

Garnas	Knudson	Olson	Weber
Gengler	Kretschmar	Opedahl	Welder
Gronneberg	LaGrave	Orange	Wilkie
Grubb	Lang	Peterson	Winge
Gunderson	Langley	Poyzer	Winkjer
Hartl	Larson	Rau	Mr. Speaker

Absent and not voting:

Reimers Wagner

So the bill passed and the title was agreed to.

House Bill No. 1132. A Bill for an Act to amend and reenact sections 6-06-12, 6-06-14, and 6-06-26 of the North Dakota Century Code, relating to membership officer, loan officer and declaration of dividends in credit unions.

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, 100; nays, 0; absent and not voting 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Raymond
Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scofield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Stone
Dotzenrod,	Jacobson	Matheny	Streibel
Eagles	Jaeger	Mertens	Strinden
Erickson	Jenkins	Metzger	Thorsgard
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Murphy	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olin	Watkins
Garnas	Knudson	Olson	Weber
Gengler	Kretschmar	Opedahl	Welder
Gronneberg	LaGrave	Orange	Wilkie
Grubb	Lang	Peterson	Winge
Gunderson	Langley	Poyzer	Winkjer
Hartl	Larson	Rau	Mr. Speaker

Absent and not voting:

Reimers Wagner

So the bill passed and the title was agreed to.

House Bill No. 1141. A Bill for an Act to amend and reenact section 39-04-10.1 of the North Dakota Century Code, relating to a manufacturer's registration plate.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 0; absent and not voting 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Raymond
Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Rundle

Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scofield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Stone
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jaeger	Mertens	Strinden
Erickson	Jenkins	Metzger	Thorsgard
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Murphy	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olin	Watkins
Garnas	Knudson	Olson	Weber
Gengler	Kretschmar	Opedahl	Welder
Gronneberg	LaGrave	Orange	Wilkie
Grubb	Lang	Peterson	Winge
Gunderson	Langley	Poyzer	Winkjer
Hartl	Larson	Rau	Mr. Speaker

Absent and not voting:

Reimers Wagner

So the bill passed and the title was agreed to.

House Bill No. 1162. A Bill for an Act to amend and reenact section 4-22-22 of the North Dakota Century Code, relating to the election of soil conservation district supervisors.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rice
Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Royse
Backlin	Hendrickson	Leibhan	Rued
Bassingthwaite	Hensrud	Linderman	Rundle
Berg	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Scofield
Christensen, H.	Hickle	Lundene	Solberg
Christensen, R.	Hildebrand	McGauvran	Stoltenow
Dick	Hilleboe	Marsden	Stone
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jaeger	Mertens	Thorsgard
Erickson	Jenkins	Metzger	Timm
Fleming	Johnson, H.	Meyer	Tinjum
Freborg	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Murphy	Vander Vorst
Gackle	Kingsbury	Nermyr	Watkins
Ganser	Kloubec	Olin	Weber
Garnas	Knudson	Olson	Welder
Gengler	Kretschmar	Opedahl	Wilkie
Gronneberg	LaGrave	Orange	Winge
Grubb	Lang	Peterson	Winkjer
Gunderson	Langley	Poyzer	Mr. Speaker
Hartl	Larson	Rau	

Absent and not voting:

Raymond Reimers Wagner

So the bill passed and the title was agreed to.

House Bill No. 1179. A Bill for an Act to amend and reenact section 39-06-24 of the North Dakota Century Code, relating to the authority to cancel 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, 98; nays, 2; absent and not voting 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Raymond
Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royle
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Scofield
Christensen, H.	Hickle	Lundene	Solberg
Christensen, R.	Hildebrand	McGauvran	Stoltenow
Dick	Hilleboe	Marsden	Stone
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jaeger	Mertens	Thorsgard
Erickson	Jenkins	Metzger	Timm
Fleming	Johnson, H.	Meyer	Tinjum
Freborg	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Watkins
Ganser	Kloubec	Olson	Weber
Garnas	Knudson	Opedahl	Welder
Gengler	Kretschmar	Orange	Wilkie
Gronneberg	LaGrave	Peterson	Winge
Grubb	Lang	Poyzer	Winkjer
Gunderson	Langley	Rau	Mr. Speaker
Hartl	Larson		

Those voting in the negative were:

Murphy Rundle

Absent and not voting:

Reimers 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

FIFTEENTH DAY

Bismarck, January 22, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Fr. Blaine Cook, Corpus Christi Catholic Church, Bismarck.

Roll was called and all members were present except Reps. Reimers and Wagner.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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. GUNDERSON, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Erickson has moved that the amendments to House Bill No. 1169 as recommended by the Committee on Transportation

as printed on page 257 of the House Journal be adopted, which motion prevailed.

Rep. Herman has moved that the amendments to House Bill No. 1215 as recommended by the Committee on Transportation as printed on page 257 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1203. A Bill for an Act to repeal sections 36-15-20 and 36-15-21 of the North Dakota Century Code, relating to brucellosis vaccination of calves.

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, 12; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Hausauer, A.	Larson	Royce
Backes	Hausauer, L.	Laughlin	Rued
Backlin	Hensrud	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scofield
Bridston	Hickle	Lundene	Solberg
Christensen, H.	Hildebrand	McGauvran	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Mertens	Streibel
Dornacker	Jacobson	Metzger	Strinden
Dotzenrod	Jaeger	Meyer	Thorsgard
Eagles	Jenkins	Miedema	Timm
Fleming	Johnson, H.	Murphy	Tweten
Freborg	Johnson, K.	Olin	Vander Vorst
Froeber	Kermott	Opedahl	Watkins
Gackle	Kingsbury	Orange	Weber
Garnas	Kloubec	Peterson	Welder
Gronneberg	Knudson	Poyzer	Wilkie
Grubb	Kretschmar	Rau	Winge
Gunderson	LaGrave	Raymond	Winkjer
Hartl	Lang	Rice	Mr. Speaker
Haugland	Langley	Rivinius	

Those voting in the negative were:

Erickson	Hendrickson	Leibhan	Nermyr
Ganser	Laske	Marsden	Olson
Gengler	Lee	Matheny	Tinjum

Absent and not voting:

Atkinson	Reimers	Wagner
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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 11-27-09.1 of the North Dakota Century Code, as contained in section 6 of House Bill No. 1041 of the forty-third legislative assembly, relating to the allocation of federal payments for game and fish land among townships 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, 53; nays, 45; absent and not voting, 4.

Those voting in the affirmative were:

Backes	Jacobson	Lundene	Rued
Bassingthwaite	Jaeger	McGauvran	Rundle
Berg	Johnson, H.	Mertens	Solberg

Bridston	Kermott	Miedema	Stoltenow
Christensen, H.	Kingsbury	Murphy	Strinden
Dick	Lang	Olson	Thorsgard
Dornacker	Langley	Opedahl	Timm
Dotzenrod	Laughlin	Orange	Tinjum
Fleming	Lee	Peterson	Tweten
Gansev	Leibhan	Poyzer	Weber
Gengler	Linderman	Rau	Wilkie
Gronneberg	Livingston	Rice	Winge
Grubb	Lodoen	Rivinius	Winkjer
Haugland			

Those voting in the negative were:

Austin	Hendrickson	Knudson	Olin
Backlin	Hensrud	Kretschmar	Raymond
Christensen, R.	Hentges	LaGrave	Royse
Eagles	Herman	Larson	Schindler
Erickson	Hickle	Laske	Scotfield
Freborg	Hildebrand	Marsden	Stone
Froeber	Hilleboe	Martinson	Streibel
Gackle	Jacob	Matheny	Vander Vorst
Garnas	Jenkins	Metzger	Watkins
Gunderson	Johnson, K.	Meyer	Welder
Hartl	Kloubec	Nermyr	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Atkinson	Hausauer, L.	Reimers	Wagner
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So the bill passed and the title was agreed to.

House Bill No. 1216. A Bill for an Act to permit the state of North Dakota to transfer by deed and title, tract 01-119, river bed and accretion land along the west bank of the Missouri River.

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, 8.

Those voting in the affirmative were:

Austin	Hartl	Larson	Rau
Backes	Haugland	Laske	Raymond
Backlin	Hausauer, A.	Laughlin	Rice
Bassingthwaite	Hausauer, L.	Lee	Rivinius
Berg	Hendrickson	Leibhan	Royse
Bridston	Hensrud	Linderman	Rued
Christensen, H.	Hentges	Livingston	Schindler
Christensen, R.	Herman	Lodoen	Scotfield
Dick	Hickle	Lundene	Solberg
Dornacker	Hildebrand	Marsden	Stone
Dotzenrod	Jacob	Martinson	Streibel
Eagles	Jacobson	Matheny	Strinden
Erickson	Jaeger	Mertens	Thorsgard
Fleming	Johnson, H.	Metzger	Timm
Freborg	Johnson, K.	Meyer	Tinjum
Froeber	Kermott	Miedema	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olin	Watkins
Garnas	Knudson	Olson	Weber
Gengler	Kretschmar	Opedahl	Welder
Gronneberg	LaGrave	Orange	Winge
Grubb	Lang	Peterson	Winkjer
Gunderson	Langley	Poyzer	Mr. Speaker

Those voting in the negative were:

Murphy	Rundle
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Absent and not voting:

Atkinson	Jenkins	Reimers	Wagner
Hilleboe	McGauvran	Stoltenow	Wilkie

So the bill passed and the title was agreed to.

House Bill No. 1217. A Bill for an Act to amend and reenact sections 39-16-05 and 39-16-07 of the North Dakota Century Code, relating to the suspension of the driver license of a driver of a motor vehicle involved in an accident and who has no means of financial responsibility.

Which has been read.

MOTION

Rep. Hensrud moved that House Bill No. 1217 be re-referred to the Committee on Transportation, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1223. A Bill for an Act to provide for a North Dakota Disaster Act, relating to the responsibility of the governor, creating a state division of disaster emergency services, and providing for coordination of activities relating to disaster prevention, preparedness, response and recovery; and to repeal chapter 37-17 of the North Dakota Century Code, relating to civil defense.

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, 5.

Those voting in the affirmative were:

Austin	Hausauer, L.	Laughlin	Raymond
Backes	Hendrickson	Lee	Rice
Backlin	Hensrud	Leibhan	Rivinius
Bassinghwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Hilleboe	McGauvran	Scofield
Dornacker	Jacob	Marsden	Solberg
Dotzenrod	Jacobson	Martinson	Stoltenow
Eagles	Jaeger	Matheny	Stone
Erickson	Jenkins	Mertens	Streibel
Fleming	Johnson, H.	Metzger	Strinden
Freborg	Johnson, K.	Meyer	Thorsgard
Froeber	Kermott	Miedema	Timm
Gackle	Kingsbury	Murphy	Tinjum
Ganser	Kloubec	Nermyr	Tweten
Garnas	Knudson	Olin	Vander Vorst
Gengler	Kretschmar	Olson	Watkins
Gronneberg	LaGrave	Opedahl	Weber
Grubb	Lang	Orange	Welder
Gunderson	Langley	Peterson	Winge
Hartl	Larson	Poyzer	Winkjer
Haugland	Laske	Rau	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Atkinson	Reimers	Wagner	Wilkie
Dick			

So the bill passed and the title was agreed to.

House Bill No. 1241. A Bill for an Act to create and enact sections 24-05-21 and 24-05-22 of the North Dakota Century Code, providing for the sufficient grading of the inslope of all roads and approaches which intersect with county and township roads and exceptions to the requirement.

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, 16; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Hentges	Laughlin	Rice
Backes	Herman	Leibhan	Rivinius
Berg	Hickle	Linderman	Royce
Bridston	Hildebrand	Livingston	Rued
Christensen, H.	Hilleboe	Lodoen	Rundle
Dick	Jacob	Lundene	Schindler
Dornacker	Jacobson	McGauvran	Scofield
Dotzenrod	Jenkins	Martinson	Stone
Eagles	Johnson, H.	Matheny	Streibel
Erickson	Johnson, K.	Mertens	Strinden
Fleming	Kermott	Meyer	Thorsgard
Freborg	Kingsbury	Miedema	Timm
Froeber	Kloubec	Olin	Tinjum
Garnas	Knudson	Olson	Tweten
Gengler	Kretschmar	Opedahl	Vander Vorst
Gronneberg	LaGrave	Orange	Watkins
Gunderson	Lang	Peterson	Weber
Hartl	Langley	Poyzer	Winge
Haugland	Larson	Rau	Winkjer
Hendrickson	Laske	Raymond	Mr. Speaker

Those voting in the negative were:

Backlin	Ganser	Jaeger	Nermyr
Bassingthwaite	Grubb	Marsden	Solberg
Christensen, R.	Hausauer, A.	Metzger	Stoltenow
Gackle	Hensrud	Murphy	Welder

Absent and not voting:

Atkinson	Lee	Wagner	Wilkie
Hausauer, L.	Reimers		

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3019. A concurrent resolution urging the merger of library facilities in certain cities and counties.

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.

MESSAGES FROM THE SENATE Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2088
Senate Bill No. 2091
Senate Bill No. 2100
Senate Bill No. 2111
Senate Bill No. 2112
Senate Bill No. 2124
Senate Bill No. 2164
Senate Bill No. 2172
Senate Bill No. 2182
Senate Bill No. 2186
Senate Bill No. 2194

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
 House Bill No. 1022
 House Bill No. 1063
 Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1004
 House Bill No. 1013
 House Bill No. 1048
 House Bill No. 1067
 House Bill No. 1077
 House Bill No. 1123
 House Bill No. 1157
 House Bill No. 1163
 House Bill No. 1184
 House Bill No. 1187
 House Bill No. 1206
 House Bill No. 1210
 House Bill No. 1222
 House Bill No. 1236
 House Concurrent Resolution No. 3016

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2038
 Senate Bill No. 2043

ROY GILBREATH, Chief Clerk

MOTION

Rep. Streibel moved that the House be on the Ninth Order of Business, at the conclusion of the Ninth Order, 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, January 22, 1973, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Dornacker introduced:

House Bill No. 1345. 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 rate and minimum tax assessable for the business privilege tax.

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

Rep. Jacob introduced:

House Bill No. 1346. A Bill for an Act to repeal section 43-13-29 of the North Dakota Century Code, relating to the prohibition of advertising of optical appliances or visual services.

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

Rep. Winkjer introduced:

House Bill No. 1347. A Bill for an Act to amend and reenact subsection 2 of section 27-09.1-06 of the North Dakota Century Code relating to the selection of jurors for the master jury wheel.

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

Rep. Raymond introduced:

House Bill No. 1348. A Bill for an Act to amend and reenact sections 54-34.2-01, 54-34.2-02, 54-34.2-03, 54-34.2-04, and 54-34.2-05 of the North Century Code, relating to the administration and purpose of the Indian development fund.

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

Rep. Raymond introduced:

House Bill No. 1349. A Bill for an Act to provide for an office of consumer affairs; and providing an appropriation.

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

Rep. Erickson introduced:

House Bill No. 1350. A Bill for an Act to provide for a special education levy in school districts.

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

Rep. Kloubec introduced:

House Bill No. 1351. A Bill for an Act to amend and reenact section 6-09-29 of the North Dakota Century Code, relating to audits of the state bank of North Dakota.

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

Reps. Strinden and Hentges introduced:

House Bill No. 1352. A Bill for an Act to amend and reenact section 40-51.2-06, subsection 3 of section 40-51.2-07, and sections 40-51.2-16 and 57-02-27 of the North Dakota Century Code, relating to continued classification as agricultural lands for tax purposes of agriculture areas annexed to cities.

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

Rep. Dornacker introduced:

House Bill No. 1353. A Bill for an Act to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to a definition of real property.

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

Rep. Metzger introduced:

House Bill No. 1354. A Bill for an Act to amend and reenact subsection 1 of section 39-10-14 of the North Dakota Century Code, relating to driving on the left side of roadways at intersections.

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

Rep. Dornacker introduced:

House Bill No. 1355. A Bill for an Act relating to time for political subdivisions to file claims for refunds of motor fuel taxes for the year 1971.

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

Reps. Rice, Kermott and Froeber introduced:

House Bill No. 1356. A Bill for an Act to prevent unfair competition and unfair trade practices in the sale of cigarettes; to prohibit sales of cigarettes below cost; to protect and stabilize the collection of taxes on the sale of cigarettes and revenues from the licensing of persons engaged in the sale of cigarettes; to confer powers and impose duties on the state tax commissioner and on persons as herein defined, engaged in the sale of cigarettes at retail or wholesale; and providing remedies and imposing penalties for violations thereof.

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

Rep. Metzger introduced:

House Bill No. 1357. A Bill for an Act to amend and reenact section 20.1-03-11 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to special permits to hunt mule deer.

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

Reps. Tweten and Weber introduced:

House Bill No. 1358. A Bill for an Act to amend and reenact section 24-08-01 of the North Dakota Century Code, relating to construction of bridges by the board of county commissioners and raising the amount below which no bids need be accepted.

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

Reps. Tweten, Kingsbury, Gunderson and Dotzenrod introduced:

House Bill No. 1359. A Bill for an Act to create provisions allowing courts to enjoin or restrain strikes by agricultural employees during the harvest season and to provide compulsory mediation of these labor disputes; and to amend and reenact section 34-08-14 of the North Dakota Century Code, relating to the mediation powers of the labor commissioner.

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

Reps. Kloubec and Lodoen introduced:

House Bill No. 1360. A Bill for an Act to amend and reenact section 26-17-01.7 of the North Dakota Century Code, relating to the issuance of a license to a nonresident insurance agent.

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

Reps. Kloubec and Lodoen introduced:

House Bill No. 1361. A Bill for an Act to amend and reenact section 26-17-06 of the North Dakota Century Code, relating to the issuance of insurance agent's license and the requirement of underwriter's license.

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

Rep. Murphy introduced:

House Bill No. 1362. A Bill for an Act to amend and reenact section 15-40.2-12 of the North Dakota Century Code, relating to a sixty-mill levy for tuition charges, and providing that excess tuition owed may be paid out of the general fund of the school district.

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

Rep. Miedema introduced:

House Bill No. 1363. A bill for an Act to amend and reenact section 23-01-02 of the North Dakota Century Code, relating to membership and composition of the state health council.

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

Reps. LaGrave, Martinson, Froeber, Lee and Laske introduced:

House Bill No. 1364. A Bill for an Act to create and enact section 26-13-19 of the North Dakota Century Code and to amend section 26-27-10 of the North Dakota Century Code relating to discrimination against doctors of chiropody and to participation by doctors of chiropody in nonprofit medical service corporations.

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

Reps. R. Christensen, Haugland and Livingston introduced:

House Bill No. 1365. A Bill for an Act to provide requirements for qualifying for state matching funds to assist county weather modification authorities created under chapter 2-07; and to provide an appropriation.

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

Rep. Fleming introduced:

House Bill No. 1366. A Bill for an Act to amend and reenact section 57-19-09 of the North Dakota Century Code, relating to the discontinuance and transfer of school district special reserve funds.

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

Rep. Fleming introduced:

House Bill No. 1367. A Bill for an Act to amend and reenact section 15-40.2-05 of the North Dakota Century Code, relating to application of a parent or guardian for payment of tuition by a school district.

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

Rep. Fleming introduced:

House Bill No. 1368. A Bill for an Act to create and enact section 33-12-23.1 of the North Dakota Century Code, providing that county justices may instruct juries in criminal cases.

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

Rep. Fleming introduced:

House Bill No. 1369. A Bill for an Act to create and enact section 27-18-07 of the North Dakota Century Code, authorizing the board of county commissioners to appoint an alternate county justice.

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

Reps. Jenkins and Lodoen introduced:

House Bill No. 1370. A Bill for an Act to amend and reenact section 6-03-34 of the North Dakota Century Code, relating to requirements for bank surplus fund.

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

Reps. Jenkins and Lodoen introduced:

House Bill No. 1371. A Bill for an Act to repeal section 9-11-09 of the North Dakota Century Code, relating to assignment of accounts receivable.

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

Rep. Laughlin introduced:

House Bill No. 1372. A Bill for an Act to provide for an additional two-mill levy for county welfare purposes.

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

Rep. A. Hausauer introduced:

House Bill No. 1373. A Bill for an Act to amend and reenact section 57-50-01 of the North Dakota Century Code, relating to refunds of motor vehicle fuel taxes for vehicles used for agricultural or industrial purposes.

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

Reps. Jenkins and Lodoen introduced:

House Bill No. 1374. A Bill for an Act to repeal section 26-10-18 of the North Dakota Century Code, relating to payment of avails of life insurance policies or mutual aid or benevolent society contracts.

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

Rep. Hentges introduced:

House Bill No. 1375. A Bill for an Act to provide for the issuance of limited operators' licenses to drivers whose motor vehicle operators' licenses have been suspended or revoked.

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

Reps. Dornacker and Streibel introduced:

House Bill No. 1376. A Bill for an Act to create a state energy commission and to set forth its membership, powers, and duties; to provide an appropriation; to provide a penalty; and to declare an emergency.

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

Rep. Metzger introduced:

House Bill No. 1377. A Bill for an Act to provide for a limitation on the amount loaned for insurance premiums and providing a penalty for a violation thereof.

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

Rep. Rued introduced:

House Bill No. 1378. A Bill for an Act to repeal section 19-05-12 of the North Dakota Century Code, relating to the notice of the use of oleomargarine and margarine where meals are served.

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

Rep. Weber introduced:

House Bill No. 1379. A Bill for an Act to impose upon the grantor of an interest in real estate a duty to cause such grant to be recorded.

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

Rep. Tinjum introduced:

House Bill No. 1380. A Bill for an Act to provide that days in which schools are closed because of a state of emergency declared by the governor as the result of an act of God may be counted for foundation program payments.

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

Rep. Murphy introduced:

House Bill No. 1381. A Bill for an Act to provide for the establishment of a renal disease care and treatment program, and making an appropriation.

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

Reps. Kingsbury and Knudson introduced:

House Bill No. 1382. A Bill for an Act to amend and reenact subsection 3 of section 57-15-14 of the North Dakota Century Code, relating to unlimited tax levies in high school districts.

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

Reps. Jacobson, Larson and McGauvran introduced:

House Bill No. 1383. A Bill for an Act to extend the terms of office of municipal and park board officials whose terms would normally end in April of 1974; and to amend and reenact sections 15-28-03, 15-28-04, 15-28-07, 15-28-08, 15-28-10, 40-21-02, 40-21-03, 40-49-05, and 40-49-08 of the North Dakota Century Code, relating to the holding of school district elections in conjunction with municipal elections, the date on which municipal elections are held, and the date on which members of the park board shall organize and hold office.

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

FIRST READING OF A HOUSE RESOLUTION

Reps. Winkjer and Scofield introduced:

House Concurrent Resolution No. 3029. A Concurrent Resolution urging the State Game and Fish Commissioner to recommend to the Governor the declaration of an emergency proclamation which would open a season for aerial hunting of fox and coyote predators until March 31, 1973.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2027. A Bill for an Act to amend and reenact subsections 1, 2, 4, and 6 of section 57-02-11, sections 57-02-31, 57-02-34, 57-09-01, 57-09-06, 57-11-01, 57-12-01, 57-12-01.1, 57-12-08, 57-13-03, 57-13-07, and 57-23-02 of the North Dakota Century Code, relating to property tax assessment procedures, assessment dates, and meeting dates of township, city, county, and state boards of equalization.

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

Senate Bill No. 2039. A Bill for an Act to establish a revenue sharing trust fund for deposit of revenue sharing payments received by the state, and declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2095. A Bill for an Act to provide for a time and place for a meeting of the presidential and vice presidential electors.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2099. 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 exemption from sales tax of sales to residents of adjoining states and Canada.

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

Senate Bill No. 2123. A Bill for an Act to create and enact subsection 4 of section 43-11-27 of the North Dakota Century Code, relating to renewals of cosmetology instructors' licenses; and to amend and reenact sections 43-11-16, 43-11-25, 43-11-26, and subsection 1 of section 43-11-27 of the North Dakota Century Code, relating to qualifications of schools of hairdressing and cosmetology, reciprocity fees, and qualifications for obtaining a manager-operator's license and an instructor's license.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2134. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, relating to

expense allowances of members of the legislative assembly, and declaring an emergency.

Which 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 43-15-18 of the North Dakota Century Code, relating to registration of pharmacy interns.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2139. A Bill for an Act to amend and reenact section 43-15-25 of the North Dakota Century Code, relating to certificates issued to pharmacists.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2140. A Bill for an Act to amend and reenact section 43-15-34 of the North Dakota Century Code, relating to the permit and fee required for the operation of a pharmacy.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2141. A Bill for an Act to amend and reenact subsection 2 of section 43-15-38 of the North Dakota Century Code, relating to the fee to be paid on reinstatement of pharmacy permit.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2145. A Bill for an Act to amend and reenact subsection 4 of section 43-15-15 of the North Dakota Century Code, relating to qualifications of registered pharmacists.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2151. A Bill for an Act to prohibit the business of debt adjusting when conducted for profit; to provide exemptions for certain businesses and activities; and providing a penalty.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2169. A Bill for an Act to amend and reenact section 50-06-03 of the 1971 Supplement to the North Dakota Century Code, relating to the term of office of social service board members, and declaring an emergency.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2170. A Bill for an Act to amend and reenact section 65-09-01 of the North Dakota Century Code relating to liability of uninsured employer; section 65-09-02 of the 1971 Supplement to the North Dakota Century Code relating to time for filing original claims for compensation and employer to furnish payroll report; section 65-09-03 of the North Dakota Century Code relating to order of bureau to contain amount of premium and penalty, filing of record of proceedings and entering judgment; section 65-09-04 of the North Dakota Century Code relating to determination of premiums, penalties and interest on wages to be paid by employer; and providing a penalty.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2173. A Bill for an Act to amend and reenact section 52-06-04 of the 1971 Supplement to the North Dakota Century Code, relating to schedule of unemployment compensation benefits, qualifying wages and definitions.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2174. A Bill for an Act to amend and reenact section 52-04-16 of the North Dakota Century Code, relating to limitation of time to start civil actions for collection of money owing to the employment security bureau.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2184. A Bill for an Act to create and enact a new subdivision of subsection 13 of section 52-01-01 of the North Dakota Century Code, relating to the unemployment compensation definition of employment, to amend and reenact subsection 1 of section 52-01-01, subsection 2 of section 52-01-01, subsection 3 of section 52-01-01, subsection 5 of section 52-01-01, subsection 9 of section 52-01-01, subdivision b of subsection 13 of section 52-01-01, subdivision g of subsection 15 of section 52-01-01, paragraph (6) of subdivision i of subsection 15 of section 52-01-01, section 52-03-01, paragraph (1) and paragraph (2) of subdivision c of subsection 1 of section 52-03-07, subsection 4 of section 52-04-06, section 52-04-10, section 52-06-19, and section 52-06-29 of the North Dakota Century Code, the beginning sentence of section 52-01-01, section 52-01-07, section 52-04-07, subsection 1 of section 52-04-12, subdivision c of subsection 1 of section 52-04-18, and section 52-04-19 of the 1971 Supplement to the North Dakota Century Code, relating to unemployment compensation provisions, such as definitions, exclusions from employment, maintenance of fund, use of Federal funds credited, tax rates, employer appeals, payment of benefits, charge back of benefits, civil collection process, change of payments by non-profit organizations on a reimbursable basis to a rated payment basis, and financing benefits for state hospitals and state institutions of higher education, and to repeal paragraph 2 of subdivision i of subsection 15 of section 52-01-01, subsection 2 and subsection 3 of section 52-04-12, paragraph (1) and paragraph (2) of subdivision b of subsection 3 of section 52-06-01, and paragraph (1) and paragraph (2) of subdivision c of subsection 3 of section 52-06-01 of the North Dakota Century Code, and subsection 7 of section 52-01-01 and subsection 5 of section 52-04-06 of the 1971 Supplement to the North Dakota Century Code, relating to unemployment compensation provisions, such as exclusion from definition of unemployment, civil collection process, removal of certain benefit ineligibility conditions, conflicting definition of division, and rate increase.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2185. A Bill for an Act to amend and reenact section 52-07.1-03 of the 1971 Supplement to the North Dakota Century Code, relating to definitions in chapter 52-07.1 which provides for extended unemployment compensation benefits.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2187. A Bill for an Act authorizing the state of North Dakota acting by the North Dakota employment security bureau to sell and convey in separate transactions for each tract of land: lot thirteen in block nineteen of the original townsite of Williston, Williams County, North Dakota; all of lot eighteen in block twenty-four of the original townsite of Jamestown, Stutsman County, North Dakota; the westerly sixty-five feet and the northerly ten feet of the east seventy-five feet of lot eight in block twenty of the original town of Mandan, Morton County, North Dakota; and lots eight and nine of block twenty-eight of Robert's Second Addition to the City of Fargo, less the east seven and one-half feet, Cass County, North Dakota.

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

Senate Bill No. 2188. A Bill for an Act to authorize the North Dakota legislative council to make corrections in the North Dakota Unemployment Compensation Law to be submitted to the publisher of the North Dakota Century Code for inclusion in the publication of Replacement Volume Ten.

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

Pursuant to Rep. Streibel's motion, the House stood recessed until 1:00 p.m., Tuesday, January 23, 1973.

ROY GILBREATH, Chief Clerk



**FIFTEENTH DAY AFTER RECESS
AND SIXTEENTH DAY**

Bismarck, January 23, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MOTION

Rep. Hartl moved that House Bill No. 1237 be returned from the House Committee on Industry, Business and Labor, which motion prevailed.

Rep. Hartl requested permission to withdraw House Bill No. 1237. There being no objection, it was so ordered by the Speaker.

MOTION

Rep. Winkjer moved that House Bill No. 1293 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Winkjer requested permission to withdraw House Bill No. 1293. There being on objection, it was so ordered by Speaker Bunker.

POINT OF PERSONAL PRIVILEGE

Rep. Winkjer:

"Mr. Speaker: I rise on a point of personal privilege.

"House Bill No. 1293 was the infamous no cashing of checks in bar bill, and it was introduced by me — at least to my understanding — at the request of the North Dakota States' Attorneys Association. The kitchen got warm and everybody has abandoned the bill and the concept of the bill. The questions as to constitutionality are very serious, but nevertheless North Dakota did get some notoriety — favorable or unfavorable.

"As a result of this, last Saturday morning, I had a call from KABC, a radio station in Los Angeles, interviewing me about this bill, thinking it was quite a deal. I had a great deal of fun in talking to them about North Dakota — greener and cleaner in the summer, and whiter and brighter in the winter, and no smog.

"We did get a little publicity as to our great environment in North Dakota."

MOTIONS

Rep. Hensrud moved that the House reconsider its action by which the amendments to House Bill No. 1215 were adopted, which motion prevailed.

Rep. Hensrud moved that the House reconsider its action by which the committee report on House Bill No. 1215 was adopted, which motion prevailed.

Rep. Hensrud moved that House Bill No. 1215 be re-referred to the Committee on Transportation, which motion prevailed.

MOTIONS

Rep. Dornacker moved that the House reconsider its action by which the Committee Report on House Bill No. 1243 was adopted, which motion prevailed.

Rep. Dornacker moved that House Bill No. 1243 be re-referred to the Committee on Finance and Taxation, 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. 1074

House Bill No. 1146

House Bill No. 1169

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Rundle has moved that the amendments to House Bill No. 1060 as recommended by the Committee on Judiciary as printed on page 263 of the House Journal be adopted, which motion prevailed.

Rep. Laske has moved that the amendments to House Bill No. 1113 as recommended by the Committee on Social Welfare as printed on page 263 and 264 of the House Journal be adopted, which motion prevailed.

Rep. Erickson has moved that the amendments to House Bill No. 1158 as recommended by the Committee on Education as printed on page 264 of the House Journal be adopted, which motion prevailed.

Rep. Lee has moved that the amendments to House Bill No. 1246 as recommended by the Committee on Natural Resources as printed on page 265 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

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 be amended as follows:

On page 1, line 18 delete the word "and"

On page 1, line 19 delete the words "address or addresses" and place beginning triple parentheses in front of the first word "of"

On page 1, line 20 delete the words "and address or addresses"

On page 1, line 21 delete the word "promoting"

On page 1, line 22 delete the word "or" and place ending triple parentheses after the word "advertisement" and insert in lieu thereof the following: "of the person, persons, associations, partnerships, or corporations sponsoring, promoting, or paying for such advertisement, and the name of the city and state of residence or office of the same"

On page 1, line 24 place beginning triple parentheses before the word "radio"

On page 2, line 1 place ending triple parentheses after the word "talk" and insert in lieu thereof the following: "paid political radio or television broadcast"

On page 2, line 5 delete the words "and address or addresses" and place beginning triple parentheses before the word "of"

On page 2, line 6 delete the words "promoting or"

On page 2, line 7 place ending triple parentheses after the word "broadcast" and insert in lieu thereof the following: "of the person,

persons, associations, partnerships, or corporations sponsoring, promoting, or paying for such radio or television broadcast and the name of the city and state of residence or office of the same"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STONE, Vice-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. 1120 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 2 delete everything after the period

On page 2, delete all of lines 3, 4, and 5

On page 2, line 6 delete everything before the word "Any"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. STONE, Vice-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. 1274 has had the same under consideration and recommends that the same do pass.

REP. STONE, Vice-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. 1207 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. STONE, Vice-Chairman

Rep. H. Christensen moved that the report be adopted.

Rep. Marsden moved a substitute motion that House Bill No. 1207 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. H. Christensen to adopt the committee report, which motion prevailed.

House Bill No. 1207 was indefinitely postponed.

RECOGNITIONS

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Matt M. Schmidt and Rep. Schmidt was thereupon introduced to the House.

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ivan Erickson, and Rep. Erickson 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. 1301 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

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

House Bill No. 1301 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1269 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Gengler 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. 1238 has had the same under consideration and recommends that the same be amended as follows:

On page 9, line 22, delete the word "if" and insert in lieu thereof the word "is"

On page 10, line 6, delete the word "transcription" and insert in lieu thereof the word "transcription"

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Langley 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. 1143 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 15-28-11 of the North Dakota Century Code, relating to publication of school board proceedings.

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

SECTION 1. AMENDMENT.) Section 15-28-11 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-28-11. PUBLICATION OF SCHOOL BOARD PROCEEDINGS.) ((ELECTORATE TO DECIDE BIENNIALY.) Biennially, commencing in the year 1967))) **Effective in the year 1974** at the annual election of school board members held in each school district, the question of whether a record of the proceedings of the school board shall be published in a newspaper of general circulation in such district shall be submitted to the electors of such district. If the publication of such proceedings is approved by a majority of the electors voting thereon, the records of such school board including an itemized list of obligations approved for payment, shall be published in a newspaper of general circulation in such district as soon as available after each school board meeting ((for the succeeding two years, or until disapproved at a succeeding school board election))). **After the year 1974 upon filing with the school board a petition containing the signatures of not less than five percent of the electors of the district the question of whether a record of the proceedings of the school board shall be published in a newspaper of general circulation in such district shall be submitted to the electors of such district. If the publication of such proceedings is approved by a majority of electors voting thereon, the records of such school board including an itemized list of obligations approved for payment, shall be published in a newspaper of general circulation in such school district."**

And renumber the pages and lines accordingly.

Rep. Stoltenow
Rep. Erickson
Rep. Hildebrand
Rep. Jacobson
Rep. Larson
Rep. McGauvran
Rep. Schindler,
Rep. Tinjum
Rep. Watkins
Rep. Hendrickson

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Larson moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Education to whom was referred House Bill No. 1143 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Backlin
Rep. Eagles
Rep. Froeber
Rep. Leibhan
Rep. Raymond

REP. KNUDSON, Chairman

Rep. Raymond 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. Larson to adopt the Report of the Majority on House Bill No. 1143, which motion prevailed.

Mr. Speaker: Your Committee on Education 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 2, line 9, following the words "state committee," insert the words: **"unless another effective date is provided for by the county committee,"**

On page 2, line 24, following the words "in which the" insert the words: **"majority of the"**

On page 2, line 24, delete the words **"to which the territory is to"**

On page 2, line 25, delete the words **"be attached"** and insert in lieu thereof the words: **"being dissolved"**

On page 2, line 26, delete the words **"for approval or disapproval"**

On page 2, line 27, delete the words **"approval of the dissolution and attachment"** and insert in lieu thereof the words: **"the state committee shall dissolve and attach the district to be dissolved, or the unorganized territory, in the manner as will, in its judgment, provide the best educational opportunities for pupils of the public school system in such school districts and attached territories. The action of the state committee"**

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, 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 House Bill No. 1244 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. 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 House Bill No. 1126 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, after the words "tuition to" delete "out-of-state institutions" and insert in lieu thereof the following: **"an accredited institution of another state"**

On page 1, line 14, delete the words **"out-of-state"** and insert in lieu thereof the following: **"accredited institution of another state"**

On page 2, line 6, after the word **"SCHOOLS"** insert the words **"OR INSTITUTIONS"**

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Backlin 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. 1148 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 11, delete the words "or in the petition"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Watkins 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. 1144 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 23, following the word "involving" insert the words "any of"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Backlin 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. 1010 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 20, delete the numerals "310,505" and insert in lieu thereof the numerals "345,805"

On page 2, line 3, delete the numerals "540,010" and insert in lieu thereof the numerals "575,310"

On page 2, line 17, delete the numerals "690,210" and insert in lieu thereof the numerals "725,510"

On page 2, line 19, delete the numerals "1,340,210" and insert in lieu thereof the numerals "1,375,510"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of the amendment to House Bill No. 1010 is to allow for two new positions on the staff of the State Historical Board. One position of Historian and Editor. One position of Museum Assistant. This effects only the salaries and wages portion of the budget for a Total increase of \$35,300.

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. 1171 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.

House Bill No. 1171 was indefinitely postponed.

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. 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. 2064 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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 be on the Ninth Order of Business, and at the conclusion of the Ninth Order, the House stand adjourned, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Winge introduced:

House Bill No. 1384. A Bill for an Act to amend and reenact section 57-38-61 of the North Dakota Century Code, relating to which provisions of the income tax chapter are applicable to the withholding of income tax from the wages of nonresident employees and the amount of income tax withheld that can be refunded; and providing for an effective date.

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

Rep. Atkinson introduced:

House Bill No. 1385. A Bill for an Act to amend and reenact sections 40-02-01, 40-02-02, 40-02-03, 40-02-04, 40-02-05, and 40-02-06 of the North Dakota Century Code, relating to requisites of incorporation as a city requirement for a census, requirement for a survey, notice and examination of census and survey, petitions for incorporation, and board of county commissioners consideration of petitions for incorporation.

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

Rep. Berg introduced:

House Bill No. 1386. A Bill for an Act to amend and reenact section 39-18-04 of the North Dakota Century Code, relating to safety devices and requirements for mobile homes and providing that passengers may ride in "fifth-wheel vehicles".

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

Rep. Eagles introduced:

House Bill No. 1387. A Bill for an Act relating to the preservation and protection of public health and providing for the registration of sanitarians, sanitarians-in-training, and sanitarian aides; to provide for establishment of a state board of registration and prescribing its powers, duties, and functions; to provide for qualifications, examinations, and registration of sanitarians and sanitarians-in-training; to provide for issuance, renewal, and reinstatement of certificates of registration, fixing fees therefor, and authorizing revocation of certificates; to provide for expenditure of funds collected under this Act and fixing purposes for which such funds may be used; and providing a penalty.

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

Rep. Raymond introduced:

House Bill No. 1388. A Bill for an Act to amend and reenact sections 15-63-03 and 15-63-05 of the North Dakota Century Code, relating to the number and payment of scholarships awarded by the state board for Indian scholarships; and to repeal section 15-63-06 of the North Dakota Century Code, relating to the use of unused scholarship funds.

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

Rep. Atkinson introduced:

House Bill No. 1389. A Bill for an Act to create and enact a new subsection to section 39-20-07 of the North Dakota Century

Code, relating to interpretation of chemical tests as evidence in trial.

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

Reps. Jacob and Strinden introduced:

House Bill No. 1390. A Bill for an Act to provide for free college education for dependents of prisoners of war and soldiers missing in action in Vietnam.

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

Reps. Atkinson and Hildebrand introduced:

House Bill No. 1391. A Bill for an Act to amend and reenact section 15-18-03 of the North Dakota Century Code, relating to tuition and fees in junior colleges.

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

Reps. Hildebrand and Knudson introduced:

House Bill No. 1392. A Bill for an Act to amend and reenact subsection 1 of section 15-39.1-04 of the North Dakota Century Code, to add persons to be covered by Teacher's Fund for Retirement.

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

Rep. Rundle introduced:

House Bill No. 1393. A Bill for an Act to amend and reenact sections 27-18-02 and 27-18-06 of the North Dakota Century Code, providing for the appointment of county justices in counties under six thousand population, providing for the qualifications of an appointed justice, and providing for appointment in other counties in certain instances.

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

Reps. Tweten and Thorsgard introduced:

House Bill No. 1394. A Bill for an Act to amend and reenact section 4-09-08 of the North Dakota Century Code, relating to fees on samples of seed sent by any resident to the state seed department for testing.

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

Rep. Mertens introduced:

House Bill No. 1395. A Bill for an Act to provide for an environmental impact analysis from federal agencies prior to their acquisition of land in North Dakota.

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

Rep. A. Hausauer introduced:

House Bill No. 1396. A Bill for an Act to amend and reenact section 16-04-20 of the North Dakota Century Code, relating to the position of columns on the primary election ballot.

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

Rep. Strinden introduced:

House Bill No. 1397. A Bill for an Act to amend and reenact sections 40-05.1-03 and 40-05.1-04 of the North Dakota Century Code, relating to the publication of proposed home rule charters.

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

Rep. Atkinson introduced:

House Bill No. 1398. A Bill for an Act to amend and reenact section 15-22-25 of the North Dakota Century Code, relating to a common county superintendent of schools for two or more counties or parts thereof.

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

Reps. Opedahl, Streibel, Backes, LaGrave and Fleming introduced:

House Bill No. 1399. A Bill for an Act making an appropriation for personal property tax revenue replacement if certain real property assessments and taxes are invalidated, and declaring an emergency.

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

Rep. Dornacker introduced:

House Bill No. 1400. A Bill for an Act to require assessors to mail notices of their assessments to property owners.

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

Reps. Roysse, Martinson, Hilleboe, Hentges and Dornacker introduced:

House Bill No. 1401. A Bill for an Act to amend and reenact sections 5-01-08, 5-01-09, and 5-02-06 of the North Dakota Century Code, relating to the purchase and consumption of alcoholic beverages by persons nineteen years of age and older.

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

Reps. Atkinson and Backlin introduced:

House Bill No. 1402. A Bill for an Act to create and enact sections 27-02-02.2, 27-05-03.3, 27-07-12.1, and 27-08-08.1 of the North Dakota Century Code, providing longevity compensation for judges of the supreme, district, and county courts, and for judges of county courts with increased jurisdiction.

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

Reps. Atkinson and Winkjer introduced:

House Bill No. 1403. A Bill for an Act to amend and reenact section 27-05-01 of the North Dakota Century Code, relating to the number and composition of judicial districts and the number of judges therein.

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

Rep. Strinden introduced:

House Bill No. 1404. A Bill for an Act to create and enact section 8-08-05.1 of the North Dakota Century Code, relating to a presumption of damages for breach of a contract for carriage of passengers by a common carrier.

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

Reps. Kretschmar, Lundene, Watkins and Orange introduced:

House Bill No. 1405. A Bill for an Act to amend and reenact section 14-03-17 of the North Dakota Century Code, making it mandatory that the county judge cause a copy of the application for marriage license be filed in a prior divorce action where the applicant is under court decree to provide child support or alimony combined with child support, requiring the county judge to secure from the applicants an acknowledgement of any provision for child support or alimony combined with child support contained in a prior divorce decree or judgment, and requiring an affidavit from

the clerk of the district court to whom support payments are directed showing that there are no arrears in payment or, in lieu thereof, a waiver of the requirement for such affidavit signed by the district court ordering such child support or alimony combined with child support.

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

Rep. Jacob introduced:

House Bill No. 1406. A Bill for an Act to amend and reenact section 15-10-28 of the North Dakota Century Code, relating to agreements between the state board of higher education and institutions of higher learning in other states.

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

Rep. Strinden introduced:

House Bill No. 1407. A Bill for an Act to provide for a quadrennial election to determine if the governing bodies of cities, counties, school districts, and park districts shall publish the minutes of their proceedings, to provide for such publication, and to repeal sections 11-11-37, 11-13-09, 15-28-11, and 40-08-12 of the North Dakota Century Code, relating to the delivery and publication of political subdivision minutes.

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

Reps. Hildebrand, Miedema and K. Johnson introduced:

House Bill No. 1408. A Bill for an Act making an appropriation to permit North Dakota to continue the provisions of the National Defense Education Act for purposes of improving instruction in the state in accordance with the Act.

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

Rep. Fleming introduced:

House Bill No. 1409. A Bill for an Act to require the installation, on all public scales used for weighing grain and on all scales used by grain buyers, of a device which will automatically print the weight upon a scale ticket, and providing a penalty.

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

Rep. Royse introduced:

House Bill No. 1410. A Bill for an Act to provide an appropriation to the social service department to match federal funds available for a pilot project to determine the feasibility of a statewide radio talking book network.

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

Reps. Rundle, Dick and Metzger introduced:

House Bill No. 1411. A Bill for an Act to amend and reenact section 26-01-11 of the North Dakota Century Code, relating to the rate of the insurance company premium tax.

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

Rep. Herman introduced:

House Bill No. 1412. A Bill for an Act to amend and reenact section 39-18-02 of the North Dakota Century Code, relating to mobile home dealers, and increasing the amount of bond required.

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

Rep. Herman introduced:

House Bill No. 1413. A Bill for an Act to create and enact section 39-21-51 of the North Dakota Century Code, to provide for restrictions on the installation of gray iron cast wheel hubs by manufacturers of motor vehicles, and providing a penalty.

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

Rep. Fleming introduced:

House Bill No. 1414. A Bill for an Act to amend and reenact section 16-17-16 of the North Dakota Century Code, relating to election of delegates by the district committee to the state party convention.

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

Rep. Metzger introduced:

House Bill No. 1415. A Bill for an Act to create and enact sections 40-16-11, 40-16-12, 40-16-13, 40-16-14, and 40-16-15 of the North Dakota Century Code, relating to functions and responsibilities of city auditors; to amend and reenact sections 18-04-07, 18-05-04, subsection 5 of section 40-01-01, sections 40-14-01, 40-14-07, 40-16-01, subsections 1, 3, 14, 15, and 16 of section 40-16-03, sections 40-16-10, 40-45-03, 40-46-06, and 40-49-08 of the North Dakota Century Code, relating to functions and responsibilities of city auditors; to authorize the legislative council to delete references to "city treasurer" in other places in the Century Code; and to repeal chapter 40-17 of the North Dakota Century Code, relating to the office of city treasurers.

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

Reps. Gackle and Freborg introduced:

House Bill No. 1416. A Bill for an Act to amend and reenact section 20.1-05-03 of the North Dakota Century Code as contained in section 12 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to party hunting.

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

Rep. Rau introduced:

House Bill No. 1417. A Bill for an Act to amend and reenact section 39-12-03 of the North Dakota Century Code, to provide an exception to weight restrictions on designated highways for certain milk hauling vehicles.

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

Rep. Lee introduced:

House Bill No. 1418. A Bill for an Act to amend and reenact sections 65-06-01, 65-06-02, 65-06-03, and 65-06-04 of the North Dakota Century Code, relating to volunteer firemen and volunteer civil defense trainees and granting volunteer ambulance drivers coverage under the Workmen's Compensation Act.

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

Committee on Appropriations introduced:

House Bill No. 1419. A Bill for an Act to provide an appropriation to the department of agriculture for the control and reduction of the state's coyote population, and declaring an emergency.

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

Rep. Hilleboe introduced:

House Bill No. 1420. A Bill for an Act to amend and reenact subsection 11 of section 4-22-02, the beginning paragraphs of sub-

sections 1, 2, and 3 of section 10-04-10, section 10-19-52, subsection 1 of section 10-28-20, sections 12-46-13, 12-46-16, 14-03-02, subsection 1 of section 14-03-17, sections 14-07-15, 14-09-22, 14-10-01, 14-10-05, 14-10-11, 14-10-16, 14-10-19, subsection 16 of section 15-29-08, sections 15-44-04, 15-47-13, 16-16-18, 23-17-02, 23-17-03, 26-12-20, 27-11-03, 27-11-25, 27-19-02, 27-19-11, subsection 1 of section 27-20-02, subsection 5 of section 27-20-36, subsection 4 of section 27-20-53, sections 27-21-02, 28-01-14, 28-01-25, 29-01-28, 30-11-01, 32-03-39, 39-03-04, 39-06-08, 39-06-09, 39-06-10, 43-02-10, 43-04-31, 43-04-38, 43-05-11, subsection 6 of section 43-11-01, the first sentence of subsection 1 of section 43-11-27, sections 43-13-17, 43-15-15, 43-15-33, 43-17-18, 43-19.1-16, 43-25-07, 43-26-06, 43-30-05, 43-31-07, 43-33-05, 43-33-07, 43-34-03, subsections 1 and 13 of section 47-24-01, subsection 1 of section 50-02-04, section 54-52-05, subsection 2 of section 54-52-01, and subsection 1 of section 57-37-11 of the North Dakota Century Code, relating to persons eighteen years old and over, and making them adults for all purposes.

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

Rep. Gengler introduced:

House Bill No. 1421. 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.

Committee on State and Federal Government introduced:

House Bill No. 1422. A Bill for an Act to amend and reenact section 44-08-04 of the North Dakota Century Code, relating to state and political subdivision employee expense payments.

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

Rep. Hentges introduced:

House Bill No. 1423. A Bill for an Act to provide for the search of persons arrested for driving while under the influence of intoxicating liquors or drugs and for the search of the vehicles involved.

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

Rep. Rau introduced:

House Bill No. 1424. A Bill for an Act making an appropriation for a wild oats research greenhouse at North Dakota state university.

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

Rep. Hentges introduced:

House Bill No. 1425. A Bill for an Act to amend and reenact section 40-18-07 of the North Dakota Century Code, relating to warrants of arrest issued by municipal judge.

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

Rep. Olin introduced:

House Bill No. 1426. A Bill for an Act to authorize the state board of higher education to dedicate certain lands to the city of Dickinson and to appropriate funds for a street project upon that land.

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

Rep. Backlin introduced:

House Bill No. 1427. A Bill for an Act to create and enact sec-

tion 4-08-16 of the North Dakota Century Code, relating to an additional mill levy for county agent work.

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

Reps. Backes, Bassingthwaite and Herman introduced:

House Bill No. 1428. A Bill for an Act to amend and reenact section 49-02-01.1 of the North Dakota Century Code, relative to regulation of privately owned utilities.

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

Reps. Wilkie and Dornacker introduced:

House Bill No. 1429. A Bill for an Act to repeal section 57-46-01 of the North Dakota Century Code, relating to military income exempt from the income tax.

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

Reps. Dotzenrod and Herman introduced:

House Bill No. 1430. A Bill for an Act to provide that special common motor carriers of buildings shall be exempt from certain requirements of law, that a person holding a contract service permit shall be treated as a holder of a special certificate as a special common motor carrier of buildings; to create and enact a new subsection to section 49-18-01 of the North Dakota Century Code, relating to the definition of a special common motor carrier of buildings; and to amend and reenact section 49-18-06 of the North Dakota Century Code, relating to public policy affecting motor carrier transportation.

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

Reps. Rau, Leibhan, Mertens and Schindler introduced:

House Bill No. 1431. A Bill for an Act to amend and reenact section 4-30-36 of the North Dakota Century Code, relating to the adoption of standards and regulations for Grade A milk and milk products and authorizing the adoption of amendments thereto.

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

Rep. Hilleboe introduced:

House Bill No. 1432. A Bill for an Act defining "membership subscription plans" and requiring an affirmative response by members of such plans before acceptance of merchandise is acknowledged; and providing a penalty.

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

Rep. Miedema introduced:

House Bill No. 1433. A Bill for an Act to regulate certain commercial activities on school premises and to provide for the accounting of proceeds to school boards; to repeal section 15-49-10 of the North Dakota Century Code, relating to solicitations and sales in schools; and to provide a penalty.

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

Rep. Laughlin introduced:

House Bill No. 1434. A Bill for an Act to amend, and reenact section 16-18-14 of the 1971 Supplement to the North Dakota Century Code, relating to canvassing of mailed absent voters' ballots received late.

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

Rep. Stoltenow introduced:

House Bill No. 1435. 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. Dornacker and Weber introduced:

House Bill No. 1436. A Bill for an Act to provide a statement of legislative intent concerning the use of sales, market, and productivity studies in the assessment and equalization of property for taxation purposes; to amend and reenact subsection 4 of section 57-01-05, and sections 57-01-06 and 57-01-07 of the North Dakota Century Code, relating to the authority of the state supervisor of assessments and the state tax commissioner, and property to be excluded in sales, market, and productivity studies.

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

Rep. Freborg introduced:

House Bill No. 1437. A Bill for an Act to amend and reenact subsection 7 of section 54-44.1-07 of the North Dakota Century Code, relating to drafts of appropriations acts.

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

Rep. Bridston introduced:

House Bill No. 1438. A Bill for an Act to create and enact sections 35-27-02.1, 35-27-02.2, 35-27-02.3, and 35-27-07.1 of the North Dakota Century Code, relating to contractor's and subcontractor's notice of mechanic's lien to owner and vendor's notice of mechanic's lien to vendee; 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. 1439. A Bill for an Act to amend and reenact subsections 9 and 14 of section 57-36-01 of the North Dakota Century Code, relating to the definitions of certain tobacco products for tax purposes; and to repeal subsection 1 of section 57-36-07 of the North Dakota Century Code, relating to the number of cigarettes contained in each package.

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

Rep. Dornacker introduced:

House Bill No. 1440. A Bill for an Act to amend and reenact section 57-38-30.1 of the North Dakota Century Code, relating to corporate income tax credits for new industry.

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

Reps. Kingsbury, Jenkins and Reimers introduced:

House Bill No. 1441. A Bill for an Act to amend and reenact sections 54-16-01 and 54-16-03 of the North Dakota Century Code, relating to the powers and duties of the emergency commission.

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

Rep. Weber introduced:

House Bill No. 1442. A Bill for an Act to authorize district and county courts of increased jurisdiction to order the issuance of temporary driving permits for persons whose drivers' licenses have been suspended, and providing a penalty.

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

Rep. Gengler introduced:

House Bill No. 1443. 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.

Rep. Tinjum introduced:

House Bill No. 1444. A Bill for an Act to amend and reenact sections 24-06-28, 24-06-29, 24-06-30, and 24-07-03 of the North Dakota Century Code, providing that section line roads may be four rods wide after the effective date of the Act.

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

Reps. Backlin, Raymond and Winkjer introduced:

House Bill No. 1445. A Bill for an Act requiring that all accident and sickness insurance provide maternity benefits for unmarried policyholders and the minor dependents of policyholders with dependent or family coverage, and that such insurance have optional coverage, from the date of birth, for the children of unmarried women policyholders.

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

Rep. Jaeger introduced:

House Bill No. 1446. A Bill for an Act directing the board of higher education to discontinue engineering courses at the university of North Dakota, and to provide for transfer of students enrolled in engineering programs to North Dakota state university.

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

Rep. Lodoen introduced:

House Bill No. 1447. A Bill for an Act to allow for the contracting of fire protection services and providing a method for the financing thereof.

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

Rep. Strinden introduced:

House Bill No. 1448. A Bill for an Act to authorize the Bank of North Dakota to create a municipal bond fund to purchase general obligation and certain revenue bonds of political subdivisions; to authorize a transfer from the profits of the Bank of North Dakota to the sinking fund upon order of the industrial commission; and to authorize the Bank of North Dakota to issue bonds for the purchase of political subdivision bonds.

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

Rep. Hildebrand introduced:

House Bill No. 1449. A Bill for an Act to amend and reenact section 11-10.1-07 of the North Dakota Century Code, to provide that counties and cities may employ a joint county director of tax equalization and city assessor.

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

Reps. Strinden, Winge and Metzger introduced:

House Bill No. 1450. 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 providing a penalty.

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

Reps. Fleming and Miedema introduced:

House Bill No. 1451. A Bill for an Act to make an appropriation for purchase and installation of equipment for state radio communications.

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

Reps. Fleming, Kingsbury and Tinjum introduced:

House Bill No. 1452. A Bill for an Act to repeal section 57-38-66 of the North Dakota Century Code, relating to the business and corporation privilege tax, and to provide for an effective date.

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

Rep. Streibel introduced:

House Bill No. 1453. A Bill for an Act calling for a legislative council study of hospital costs and providing an appropriation.

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

Rep. Timm introduced:

House Bill No. 1454. A Bill for an Act to provide franchise security for alcoholic beverage wholesalers, and to provide for damages and other remedies.

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

Rep. Lundene introduced:

House Bill No. 1455. A Bill for an Act to amend and reenact subsection 1 of section 13-03-14, section 13-04-01, subsections 1 and 2 of section 51-13-03, and section 51-14-03 of the North Dakota Century Code, relating to maximum interest charges on small loans, bank installment loans, retail installment sales, and revolving charge accounts.

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

Rep. Gengler introduced:

House Bill No. 1456. A Bill for an Act making an appropriation for the purpose of purchasing residential care, custody, treatment, training, and education for the mentally retarded.

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

Reps. Marsden, Winge and Metzger introduced:

House Bill No. 1457. A Bill for an Act to amend and reenact section 23-15-01 of the North Dakota Century Code, relating to the definition of fireworks and sales thereof, and providing for an effective date.

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

Rep. Vander Vorst introduced:

House Bill No. 1458. A Bill for an Act to amend and reenact section 15-34.2-14 of the North Dakota Century Code, relating to the qualifications and age of school bus drivers.

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

Rep. Winkjer introduced:

House Bill No. 1459. A Bill for an Act to amend and reenact sections 48-02-15 and 48-02-17 of the North Dakota Century Code, relating to time for filing and period of limitations for filing subcontractor's claims for labor or materials furnished a contractor for improvements to a public institution; and to repeal section 48-02-16 of the North Dakota Century Code, relating to contents of notice to subcontractors.

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

Reps. Backes and Knudson introduced:

House Bill No. 1460. A Bill for an Act to amend and reenact sections 15-40.1-06 and 15-40.2-03 of the North Dakota Century Code, relating to the computation of the educational cost per pupil and school district tuition payments.

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

Rep. Grubb introduced:

House Bill No. 1461. A Bill for an Act to amend and reenact section 12-38-11 of the North Dakota Century Code, relating to honoring lodginghouse confirmed reservations and providing a penalty.

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

Reps. Stoltenow, Dick and Erickson introduced:

House Bill No. 1462. A Bill for an Act to amend and reenact section 54-10-14 of the North Dakota Century Code, relating to state auditing of municipal agencies, park boards, and school districts, and providing an exception to the two-year auditing requirement.

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

Reps. Raymond and Froeber introduced:

House Bill No. 1463. A Bill for an Act to permit certain college instructors to claim benefits of Teachers' Fund for Retirement in addition to college retirement plan.

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

Rep. Knudson introduced:

House Bill No. 1464. A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to school starting age of a child.

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

Rep. Gackle introduced:

House Bill No. 1465. A Bill for an Act to amend and reenact sections 57-02-33, 58-04-10, and 58-09-02 of the North Dakota Century Code, relating to the appointment of the township assessor by the township supervisors and the district assessor to be appointed by the board of county commissioners for a four-year term; and to repeal section 58-09-01 of the North Dakota Century Code, relating to the qualifications of a township assessor.

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

Rep. R. Christensen introduced:

House Bill No. 1466. A Bill for an Act to amend and reenact section 50-01-13 of the 1971 Supplement to the North Dakota Century Code, relating to medical attention and hospitalization furnished to the poor.

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

Rep. Fleming introduced:

House Bill No. 1467. A Bill for an Act to prevent corruption of the legislative and electoral process by requiring the reporting of campaign contributions and expenditures; and providing a penalty.

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

Reps. Wilkie and Linderman introduced:

House Bill No. 1468. A Bill for an Act to create and enact section 49-13-14.1 and to amend and reenact section 49-13-15 of the North Dakota Century Code, relating to the transfer of anhydrous ammonia to or from railroad tank cars; and providing for a penalty.

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

Rep. Dotzenrod introduced:

House Bill No. 1469. A Bill for an Act creating the North Dakota Turkey Promotion Act, designating the state poultry improvement board to carry out the Act, levying an assessment upon each turkey producer to fund the activities necessary under the Act, designating the North Dakota turkey federation to advise the poultry improvement board in its administration of this Act, and providing a penalty.

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

Reps. Backes and Linderman introduced:

House Bill No. 1470. A Bill for an Act creating a summer youth employment program, providing for its administration, making an appropriation, and declaring an emergency.

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

Rep. Herman introduced:

House Bill No. 1471. A Bill for an Act to amend and reenact section 32-19.1-04 of the North Dakota Century Code to provide when period of redemption commences to run in a foreclosure under short-term mortgage redemption act.

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

Rep. Metzger introduced:

House Bill No. 1472. A Bill for an Act to Amend and reenact section 29-07-01.1 of the North Dakota Century Code, relating to the appointment of counsel for indigents and payment of expenses.

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

Rep. Herman introduced:

House Bill No. 1473. A Bill for an Act to permit public employees to enter into a deferred compensation plan and to permit the purchase of insurance and annuity contracts.

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

Rep. Herman introduced:

House Bill No. 1474. A Bill for an Act to enable the establishment of health maintenance organizations and to provide for the regulation of such organizations by the commissioner of insurance; and providing a penalty.

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

Reps. Jacobson, Knudson, Mertens, McGauvran and Grubb introduced:

House Bill No. 1475. A Bill for an Act relating to probate of decedent's estates, and authorizing creation of the office of county probate counsel, setting forth his powers and duties, setting maximum attorneys' fees in certain cases, and to amend and reenact

subsection 1 of section 30-17-01, the initial paragraph of section 30-17-05, and sections 30-20-03 and 30-20-04 of the North Dakota Century Code, relating to the compensation of executors and administrators, fees charged for services rendered to executors or administrators, and to the size of estate which may be subject to summary probate procedures.

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

Reps. Vander Vorst, Bunker, K. Johnson and Rundle introduced:

House Bill No. 1476. A Bill for an Act to provide an appropriation to county agents for the propagation of pheasants by local organized groups.

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

Reps. Wilkie, Jacob, LaGrave, Dornacker, and Watkins introduced:

House Bill No. 1477. A Bill for an Act requiring all beverage containers to be returnable, and providing penalties and an effective date.

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

Rep. Fleming introduced:

House Bill No. 1478. A Bill for an Act to amend and reenact subsection 11 of section 57-02-08 and subsection 5 of section 57-38-09 of the North Dakota Century Code, to remove the property tax and income tax exemptions for fraternal organizations which discriminate on the basis of color or race.

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

Rep. Metzger introduced:

House Bill No. 1479. A Bill for an Act to amend and reenact section 29-11-10.1 of the North Dakota Century Code, relating to charging crime in separate counts and consolidating indictments and informations.

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

Reps. A. Hausauer and Winkjer introduced:

House Bill No. 1480. A Bill for an Act to amend and reenact subsection 1 of section 6-01-03 of the North Dakota Century Code relating to the state banking board.

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

Rep. Metzger introduced:

House Bill No. 1481. A Bill for an Act to repeal section 11-19A-17 of the North Dakota Century Code, relating to medical county coroner jurisdiction.

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

Reps. Dick, Stoltenow, Laughlin, Weber and Tinjum introduced:

House Bill No. 1482. A Bill for an Act to amend and reenact section 54-27-19 of the North Dakota Century Code, relating to the allocation of the highway tax distribution fund to the state highway department, counties, and cities, and to provide for allocations to townships.

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

Rep. Metzger introduced:

House Bill No. 1483. A Bill for an Act to amend and reenact

section 31-01-16 of the North Dakota Century Code, providing for payment of mileage to a witness in a criminal action.

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

Rep. Metzger introduced:

House Bill No. 1484. A Bill for an Act to amend and reenact sections 40-14-01 and 40-15-01 of the North Dakota Century Code, relating to the offices of city treasurer and municipal judge and providing that they may be either elective or appointive offices in all cities.

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

Reps. Laske, Welder, Orange and Lang introduced:

House Bill No. 1485. A Bill for an Act to amend and reenact subsection 1 of section 57-39.2-06, section 57-39.2-11, subsections 1 and 2 of section 57-39.2-12, subsection 4 of section 57-39.2-14, section 57-39.2-27, subsections 4, 5, and 6 of section 57-40.2-07, and section 57-40.2-17 of the North Dakota Century Code, relating to monthly returns and remittances of the sales and use tax by retailers and providing a discount on the amount remitted to compensate the retailer for keeping tax records, filing reports, and remitting sales and use taxes when due.

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

Reps. A. Hausauer and Winkjer introduced:

House Bill No. 1486. A Bill for an Act to provide for judicial review of acts of the state examiner authorized under title 6.

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

Rep. Winkjer introduced:

House Bill No. 1487. A Bill for an Act to create and enact section 10-31-13.1 of the North Dakota Century Code, providing that foreign professional corporations may practice in North Dakota under certain circumstances.

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

Rep. Winkjer introduced:

House Bill No. 1488. A Bill for an Act to authorize the public service commission to fix the terms under which the facilities of one public utility will be permitted to cross those of another public utility.

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

Reps. Hentges and Weber introduced:

House Bill No. 1489. A Bill for an Act to amend and reenact sections 61-16-22 and 61-16-23 of the 1971 Supplement to the North Dakota Century Code relating to the financing of special improvements in water management districts.

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

Reps. Rivinius, Miedema and Lang introduced:

House Bill No. 1490. A Bill for an Act to provide for the refunding of certain registration fees for reconstructed motor vehicles, and to amend and reenact subsection 4 of section 39-04-01 of the North Dakota Century Code, relating to the proration of registration fees for reconstructed motor vehicles.

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

Reps. Hartl and Lee introduced:

House Bill No. 1491. A Bill for an Act to amend and reenact section 39-24-05 of the North Dakota Century Code, relating to disposition of snowmobile registration fees.

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

Reps. Hentges and Hensrud introduced:

House Bill No. 1492. A Bill for an Act to amend and reenact section 40-45-02 of the North Dakota Century Code, relating to police pension fund mill levies.

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

Rep. Hentges introduced:

House Bill No. 1493. A Bill for an Act to amend and reenact section 40-18-15 of the North Dakota Century Code, to repeal sections 40-18-16 and 40-18-17 of the North Dakota Century Code, and to repeal section 40-18-18 of the 1971 Supplement to the North Dakota Century Code relating to jury trials in municipal courts.

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

Reps. Hentges, Backlin and Froeber introduced:

House Bill No. 1494. A Bill for an Act to amend and reenact subsection 11 of section 4-18.1-01, subsections 13 and 23 of section 4-18.1-03, sections 4-18.1-05 and 4-18.1-06, subsection 1 of section 4-18.1-10, and section 4-18.1-11 of the North Dakota Century Code, relating to declaration of policy as to milk, definitions of "marketing area" and "stabilization plan", powers of the milk stabilization board, prohibited acts, and disruptive trade practices; and to repeal subsections 2, 3, 4, 5, 6, 7, 8, 9, and 10 of section 4-18.1-07 and subsections 2, 4, 5, and 6 of section 4-18.1-10 of the North Dakota Century Code, relating to the power and authority of the milk stabilization board to regulate the distributor price, wholesale price, and retail price of any milk product and frozen dairy product.

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

Rep. Olin introduced:

House Bill No. 1495. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 and subsection 5 of section 11-16-05 of the North Dakota Century Code, relating to providing that the position of state's attorney in a county of over eighteen thousand population be a full-time position, the restrictions on the powers of state's attorneys, increasing the salaries of county officials, and providing an effective date.

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

Reps. Metzger, Watkins and Orange introduced:

House Bill No. 1496. A Bill for an Act to amend and reenact subsections 2 and 7 of section 54-52-01, sections 54-52-06, 54-52-10, 54-52-11, and 54-52-19 of the North Dakota Century Code, relating to the state employees retirement program.

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

Rep. Metzger introduced:

House Bill No. 1497. A Bill for an Act to prohibit banks from requiring the depositing of cash security for loans under certain conditions, and to provide treble damages for violations.

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

Reps. Hentges, Watkins, Dornacker and Royse introduced:

House Bill No. 1498. A Bill for an Act to amend and reenact subdivision a of subsection 1 and subdivision a of subsection 2 of section 19-03.1-23, section 19-03.1-29, and subsection 3 of section 19-03.1-31 of the North Dakota Century Code, relating to the penalties for distribution of narcotics and other controlled substances.

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

Rep. Metzger introduced:

House Bill No. 1499. A Bill for an Act to prohibit unjust discrimination in employment because of age, and providing a penalty.

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

Reps. Metzger and Gengler introduced:

House Bill No. 1500. 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, and its transportation.

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

Rep. Metzger introduced:

House Bill No. 1501. A Bill for an Act to amend and reenact section 40-18-01 of the North Dakota Century Code, relating to the office of municipal judge and providing that in cities of less than three thousand population he shall not be required to be either a licensed attorney or a resident of the city in which he is to serve.

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

Rep. Metzger introduced:

House Bill No. 1502. A Bill for an Act to amend and reenact section 57-15-44 of the North Dakota Century Code, relating to clarification of city tax levy for public buildings.

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

Rep. Kretschmar introduced:

House Bill No. 1503. A Bill for an Act to create and enact a new subsection to section 11-11-14 of the North Dakota Century Code, relating to the power of the boards of county commissioners to authorize maintenance of private roads used by public school buses.

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

Rep. Dornacker introduced:

House Bill No. 1504. A Bill for an Act to amend and reenact subsection D of section 52-09-20 of the North Dakota Century Code, relating to the determination of the primary insurance benefit under the North Dakota old age and survivor insurance system.

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

Reps. Larson and Jacobson introduced:

House Bill No. 1505. A Bill for an Act to permit certain retired persons to be brought back within purview of teachers' fund for retirement.

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

Rep. Dornacker introduced:

House Bill No. 1506. A Bill for an Act to provide for a reduction in the general fund levy of local units of government that receive revenue sharing payments.

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

Rep. Dornacker introduced:

House Bill No. 1507. A Bill for an Act to amend and reenact subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption from the sales tax of tickets or admissions to fairs.

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

Rep. Dornacker introduced:

House Bill No. 1508. A Bill for an Act to give cities and counties authority to grant partial property tax exemptions for new and improved commercial buildings and structures.

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

Rep. Kretschmar introduced:

House Bill No. 1509. 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.

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

Reps. Metzger, Watkins and Orange introduced:

House Bill No. 1510. A Bill for an Act to amend and reenact section 54-06-16 of the North Dakota Century Code, relating to the minimum wage standards for employees of the state.

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

Rep. Kretschmar introduced:

House Bill No. 1511. A Bill for an Act to repeal Chapter 39-15 of the North Dakota Century Code relating to the guest law.

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

Rep. Kretschmar introduced:

House Bill No. 1512. A Bill for an Act to amend and reenact section 40-51.2-04 of the North Dakota Century Code, relating to exclusion of property from a municipality.

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

Rep. Kretschmar introduced:

House Bill No. 1513. A Bill for an Act to amend and reenact section 40-13-05 of the North Dakota Century Code, relating to an exception to the prohibition against officers being interested in contracts or work of municipality.

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

Reps. LaGrave, Stone, Gengler, Royse and Watkins introduced:

House Bill No. 1514. A Bill for an Act to provide premarital counseling for persons under the age of eighteen as a prerequisite to marriage; and to amend and reenact sections 14-03-02 and 14-03-17 of the North Dakota Century Code, relating to validity of marriage of persons over eighteen years of age and the requirements of an application for a marriage license.

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

Rep. Atkinson introduced:

House Bill No. 1515. A Bill for an Act to amend and reenact section 32-07-02 of the North Dakota Century Code, relating to claim and delivery to recover possession of personal property.

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

Rep. Atkinson introduced:

House Bill No. 1516. A Bill for an Act to amend and reenact section 12-16-05 of the North Dakota Century Code, relating to escape or attempted escape from prison.

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

Rep. Opedahl introduced:

House Bill No. 1517. A Bill for an Act to amend and reenact section 43-17-21 of the North Dakota Century Code, relating to physician licensure without examination and temporary licenses.

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

Reps. Bridston, Hilleboe and Marsden introduced:

House Bill No. 1518. A Bill for an Act to amend and reenact section 51-10-06 of the North Dakota Century Code, relating to powers of the trade commission.

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

Rep. Streibel introduced:

House Bill No. 1519. A Bill for an Act to create and enact sections 54-35-02.1 and 54-35-02.2 of the North Dakota Century Code, establishing the legislative audit and fiscal review committee as a division of the committee on budget of the legislative council; and to repeal chapter 54-35.1 of the North Dakota Century Code, relating to the legislative audit and fiscal review committee.

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

Rep. Rundle introduced:

House Bill No. 1520. A Bill for an Act to amend and reenact subsection 1 of section 37-25-02 and sections 37-25-03 and 37-25-10 of the North Dakota Century Code, establishing an ending date to periods of service which give rise to credits or eligibility for Vietnam veterans' adjusted compensation; providing for maximum adjusted compensation payments; and declaring an emergency.

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

Rep. Rundle introduced:

House Bill No. 1521. A Bill for an Act to amend and reenact section 43-01-15.1 of the North Dakota Century Code, relating to abstracts of title to be furnished upon request.

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

Rep. Winkjer introduced:

House Bill No. 1522. A Bill for an Act to create and enact a subdivision d to subsection 2 of section 11-10-10 of the North Dakota Century Code, relating to salaries of county officers.

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

Reps. Watkins, Laske, Froeber and Raymond introduced:

House Bill No. 1523. A Bill for an Act relating to the profession of social work, providing for the licensing and regulation of social workers, creating a state board of examiners, prescribing its powers and duties, and providing a penalty.

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

Rep. Backes introduced:

House Bill No. 1524. A Bill for an Act to regulate the leasing of coal in place, to establish the maximum term of years of such leases, to require a percentage royalty to be paid on such leases, to require delay rentals to be paid for such leases instead of advance royalties deductible from the landowner's own coal when produced, and to authorize the public service commission to hold public hearings on terms and practices of coal leasing activities in the state of North Dakota.

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

Rep. Bridston introduced:

House Bill No. 1525. A Bill for an Act to create and enact section 6-09.2-07.1, and to amend and reenact sections 6-09.2-01, 6-09.2-02, and 6-09.2-03, subsections 1 and 6 of section 6-09.2-04, sections 6-09.2-05, 6-09.2-06, and 6-09.2-08 of the North Dakota Century Code, relating to the definition of "industrial projects" and the authority of the Bank of North Dakota to insure loans made by financial institutions under the industrial building mortgage program.

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

Rep. LaGrave introduced:

House Bill No. 1526. A Bill for an Act to amend and reenact section 14-06-05 of the North Dakota Century Code, relating to revocation of decree of separate maintenance and granting of divorce.

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

Reps. Royse and LaGrave introduced:

House Bill No. 1527. A Bill for an Act to amend sections 39-24-02 and 39-24-03 and subsection 5 of section 39-24-09, of the North Dakota Century Code, relating to the registration and rules of operation for snowmobiles and providing that all snowmobiles be registered, that the size of the numerals and letters on the decal issued by the motor vehicle registrar be increased, that the registration number be affixed to the running track of the snowmobile, and that a crash helmet be worn by all operators of snowmobiles.

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

Rep. Laughlin introduced:

House Bill No. 1528. A Bill for an Act to provide for the imposition of a tax upon persons, firms, partnerships, corporations, associations, and state or political subdivisions engaged in the business of removing gravel from gravel pits or deposits of gravel, for enforcing and collecting such taxes, and providing a penalty.

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

Rep. Laughlin introduced:

House Bill No. 1529. A Bill for an Act to amend and reenact section 50-01-08 of the North Dakota Century Code, relating to the compensation of members of county welfare boards.

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

Rep. Laughlin introduced:

House Bill No. 1530. A Bill for an Act to amend and reenact section 24-05-01 and subsection 3 of section 57-15-06 of the North Dakota Century Code, relating to the county road tax levy and county levy limitations.

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

Pursuant to Rep. Streibel's motion, the House stood adjourned.

ROY GILBREATH, Chief Clerk

SIXTEENTH DAY

Bismarck, January 23, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Richard Unkenholz, Pastor, First United Methodist Church, Bismarck.

Roll was called and all members were present except Reps. Atkinson, Gunderson, Murphy, Peterson and Wagner.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 recommends that the same be corrected as follows:

Page 264, line 37, correct the spelling of the name from "Laskey" to "Laske"

And when so corrected recommends that the same be approved.

REP. BACKLIN, Vice-Chairman

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3013 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Martinson moved that the report be adopted.

Rep. Backes requested a recorded roll call vote on the motion of Rep. Martinson.

ROLL CALL

The question being on the motion of Rep. Martinson to adopt the report of the Committee on State and Federal Government, the roll was called and there were ayes, 70; nays, 28; absent and not voting, 4.

These voting in the affirmative were:

Austin	Hausauer, A.	Lang	Rice
Backlin	Hausauer, L.	Larson	Rivinius
Berg	Hendrickson	Lee	Royse
Bridston	Hensrud	Lodoen	Rued
Christensen, H.	Hentges	Marsden	Schindler
Christensen, R.	Herman	Martinson	Scofield
Dick	Hickle	Matheny	Stoltenow
Dornacker	Hildebrand	Metzger	Stone
Eagles	Hilleboe	Miedema	Streibel
Erickson	Jacob	Nermyr	Strinden
Freborg	Jaeger	Olin	Thorsgard
Froeber	Jenkins	Oison	Timm
Gackle	Kermott	Peterson	Tweten

Ganser	Kingsbury	Poyzer	Watkins
Garnas	Kloubec	Rau	Welder
Grubb	Knudson	Raymond	Winkjer
Hartl	Kretschmar	Reimers	Mr. Speaker
Haugland	LaGrave		

Those voting in the negative were:

Backes	Johnson, H.	Livingston	Rundle
Bassingthwaite	Johnson, K.	Lundene	Solberg
Dotzenrod	Langley	McGauvran	Tinjum
Fleming	Laske	Mertens	Vander Vorst
Gengler	Laughlin	Meyer	Weber
Gronneberg	Leibhan	Opedahl	Wilkie
Jacobson	Linderman	Orange	Winge

Absent and not voting:

Atkinson	Gunderson	Murphy	Wagner
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The motion prevailed, and the Report of the Committee on State and Federal Government was adopted, and House Concurrent Resolution No. 3013 was indefinitely postponed.

MOTIONS

Rep. Streibel moved that House Concurrent Resolution No. 3014 be returned to the House from the Committee on State and Federal Government, which motion prevailed.

Rep. Streibel requested permission to withdraw House Concurrent Resolution No. 3014. There being no objection, it was so ordered by the Speaker.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3015 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Jaeger moved that the report be adopted.

Rep. Rau moved a substitute motion that House Concurrent Resolution No. 3015 be placed on the calendar, which motion prevailed, and House Concurrent Resolution No. 3015 was placed on the calendar.

SECOND READING OF HOUSE BILLS

House Bill No. 1074. A Bill for an Act to amend and reenact section 20.1-05-04 of the North Dakota Century Code, as contained in section 12 of House Bill No. 1041, as approved by the Forty-third Legislative Assembly, relating to the use of artificial platforms and the use of horses and mules in taking 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, 30; nays, 64; absent and not voting, 8.

Those voting in the affirmative were:

Backlin	Hausauer, L.	Livingston	Stoltenow
Dick	Herman	Metzger	Tweten
Dornacker	Hildebrand	Nermyr	Vander Vorst
Eagles	Johnson, K.	Rau	Watkins
Gackle	Kermott	Rivinius	Welder
Ganser	Knudson	Rundle	Winge
Garnas	Kretschmar	Schindler	Mr. Speaker
Hausauer, A.	Lang		

Those voting in the negative were:

Austin	Haugland	Leibhan	Raymond
Backes	Hendrickson	Linderman	Reimers
Bassingthwaite	Hensrud	Lodoen	Rice

Berg	Hentges	Lundene	Royse
Bridston	Hickle	McGauvran	Rued
Christensen, H.	Jacob	Marsden	Scotfield
Christensen, R.	Jacobson	Martinson	Solberg
Dotzenrod	Jaeger	Matheny	Stone
Erickson	Jenkins	Mertens	Streibel
Fleming	Johnson, H.	Meyer	Strinden
Freborg	Kingsbury	Miedema	Thorsgard
Froeber	Kloubec	Olin	Timm
Gengler	LaGrave	Olson	Tinjum
Gronneberg	Larson	Opedahl	Weber
Grubb	Laughlin	Orange	Wilkie
Hartl	Lee	Poyzer	Winkjer
Absent and not voting:			
Atkinson	Hilleboe	Laske	Peterson
Gunderson	Langley	Murphy	Wagner

So the bill lost.

House Bill No. 1107. A Bill for an Act to amend and reenact section 40-24-10 and subsection 2 of section 40-61-10 of the North Dakota Century Code, relating to municipal bonds and debts being approved by boards of budget review, and to repeal chapter 40-41 of the North Dakota Century Code, relating to boards of budget review.

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, 8; absent and not voting, 9.

Those voting in the affirmative were:

Austin	Hartl	Leibhan	Rivinius
Backes	Haugland	Linderman	Royse
Backlin	Hausauer, L.	Livingston	Rued
Bassingthwaite	Hendrickson	Lodoen	Schindler
Berg	Hensrud	Lundene	Scotfield
Bridston	Herman	McGauvran	Solberg
Christensen, H.	Hickle	Marsden	Stoltenow
Christensen, R.	Jacob	Martinson	Stone
Dick	Jacobson	Matheny	Streibel
Dornacker	Jenkins	Mertens	Strinden
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Tinjum
Erickson	Kermott	Nermyr	Tweten
Fleming	Knudson	Olin	Vander Vorst
Freborg	Kretschmar	Olson	Watkins
Froeber	LaGrave	Opedahl	Weber
Gackle	Lang	Orange	Welder
Ganser	Larson	Peterson	Wilkie
Garnas	Laske	Rau	Winge
Gengler	Laughlin	Raymond	Winkjer
Gronneberg	Lee	Reimers	Mr. Speaker
Grubb			

Those voting in the negative were:

Hausauer, A.	Hildebrand	Kingsbury	Poyzer
Hentges	Jaeger	Kloubec	Rice
Absent and not voting:			
Atkinson	Langley	Murphy	Timm
Gunderson	Metzger	Rundle	Wagner
Hilleboe			

So the bill passed and the title was agreed to.

MOTION

Rep. Hartl moved that House Bill No. 1122 be returned to the Committee on Judiciary for the purposes of a minor amendment, which motion failed.

SECOND READING OF HOUSE BILLS

House Bill No. 1122. A Bill for an Act to amend and reenact section 35-27-25 of the North Dakota Century Code, relating to the length of time suit can be commenced to enforce a mechanic's lien.

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, 10; absent and not voting 4.

Those voting in the affirmative were:

Austin	Haugland	Laughlin	Reimers
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Herman	Livingston	Rundle
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	Lundene	Scofield
Christensen, R.	Hilleboe	McGauvran	Solberg
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freborg	Kingsbury	Olin	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Wilkie
Gengler	Langley	Poyzer	Winge
Gronneberg	Larson	Rau	Winkjer
Grubb	Laske	Raymond	Mr. Speaker

Those voting in the negative were:

Hartl	Jaeger	Nermyr	Stoltenow
Hausauer, A.	Kretschmar	Rice	Welder
Hentges	Marsden		

Absent and not voting:

Atkinson	Gunderson	Murphy	Wagner
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So the bill passed and the title was agreed to.

House Bill No. 1146. A Bill for an Act to amend and reenact sections 21-03-02 and 57-15-06 of the North Dakota Century Code, relating to bonds and tax levies for county agriculture and training schools, and to repeal Chapter 15-42 and sections 15-53.1-09 and 57-15-14.1 of the North Dakota Century Code, relating to county agricultural and training schools, classification of elementary school districts in counties in which county agriculture and training schools are located, and levies to support county agriculture and training 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, 96; nays, 0; absent and not voting 6.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hensrud	Linderman	Royse
Berg	Hentges	Livingston	Rued
Bridston	Herman	Lodoen	Rundle
Christensen, H.	Hickle	Lundene	Schindler
Christensen, R.	Hildebrand	McGauvran	Scofield
Dick	Hilleboe	Marsden	Solberg
Dornacker	Jacob	Martinson	Stoltenow

Dotzenrod	Jacobson	Matheny	Stone
Eagles	Jaeger	Mertens	Streibel
Erickson	Jenkins	Metzger	Strinden
Fleming	Johnson, H.	Meyer	Thorsgard
Freborg	Johnson, K.	Miedema	Timm
Froeber	Kermott	Nermyr	Tinjum
Gackle	Kingsbury	Olin	Tweten
Ganser	Kloubec	Olson	Vander Vorst
Garnas	Knudson	Opedahl	Watkins
Gengler	Kretschmar	Orange	Weber
Gronneberg	LaGrave	Peterson	Welder
Grubb	Lang	Poyzer	Wilkie
Hartl	Langley	Rau	Winge
Haugland	Larson	Raymond	Winkjer
Hausauer, A.	Laughlin	Reimers	Mr. Speaker

Absent and not voting:

Atkinson	Gunderson	Murphy	Wagner
Backes	Laske		

So the bill passed and the title was agreed to.

House Bill No. 1154. A Bill for an Act to create and enact a new subsection to section 15-29-08 of the North Dakota Century Code, relating to the powers and duties of the school board of a public school district.

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, 2; absent and not voting 7.

Those voting in the affirmative were:

Austin	Hendrickson	Lee	Reimers
Backlin	Hensrud	Leibhan	Rice
Bassingthwaite	Hentges	Linderman	Rivinius
Berg	Herman	Livingston	Royse
Bridston	Hickle	Lodoen	Rued
Christensen, H.	Hildebrand	Lundene	Rundle
Christensen, R.	Hilleboe	McGauvran	Schindler
Dick	Jacob	Marsden	Solberg
Dornacker	Jacobson	Martinson	Stoltenow
Eagles	Jaeger	Matheny	Stone
Erickson	Jenkins	Mertens	Streibel
Fleming	Johnson, H.	Metzger	Strinden
Freborg	Johnson, K.	Meyer	Thorsgard
Froeber	Kermott	Miedema	Timm
Gackle	Kingsbury	Nermyr	Tinjum
Ganser	Kloubec	Olin	Tweten
Garnas	Knudson	Olson	Vander Vorst
Gengler	Kretschmar	Opedahl	Watkins
Gronneberg	LaGrave	Orange	Weber
Grubb	Lang	Peterson	Welder
Hartl	Langley	Poyzer	Wilkie
Haugland	Larson	Rau	Winge
Hausauer, A.	Laughlin	Raymond	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:

Scotfield Winkjer

Absent and not voting:

Atkinson	Dotzenrod	Laske	Murphy
Backes	Gunderson	Wagner	

So the bill passed and the title was agreed to.

House Bill No. 1169. A Bill for an Act to amend and reenact subsection 7 of section 39-12-04 of the North Dakota Century Code, to permit the use of wider vehicles on highways designated by the highway 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, 59; nays, 39; absent and not voting 4.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laske	Rice
Backes	Hausrud	Laughlin	Rivinius
Berg	Herman	Linderman	Rued
Dornacker	Hickle	Livingston	Schindler
Dotzenrod	Hildebrand	Lodoen	Scofield
Erickson	Hilleboe	Lundene	Stoltenow
Fleming	Jacob	McGauvran	Thorsgard
Freborg	Jacobson	Martinson	Timm
Froeber	Jaeger	Mertens	Tinjum
Gackle	Jenkins	Meyer	Tweten
Ganser	Kingsbury	Olin	Weber
Garnas	Kloubec	Olson	Welder
Gronneberg	Knudson	Poyzer	Wilkie
Grubb	Lang	Rau	Mr. Speaker
Haugland	Langley	Reimers	

Those voting in the negative were:

Backlin	Hendrickson	Marsden	Rundle
Bassingthwaite	Hentges	Matheny	Solberg
Bridston	Johnson, H.	Metzger	Stone
Christensen, H.	Johnson, K.	Miedema	Streibel
Christensen, R.	Kermott	Nermyr	Strinden
Dick	Kretschmar	Opedahl	Vander Vorst
Eagles	LaGrave	Orange	Watkins
Gengler	Larson	Peterson	Winge
Hartl	Lee	Raymond	Winkjer
Hausauer, L.	Leibhan	Royse	

Absent and not voting:

Atkinson	Gunderson	Murphy	Wagner
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So the bill passed and the title was agreed to.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Jenkins introduced:

House Concurrent Resolution No. 3030. A Concurrent Resolution urging the National Water Commission to delete from the final draft of its proposed national water policy the conclusions and recommendations of the Iowa State University study which adversely affect agriculture and reclamation development.

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

Reps. Streibel and Backes introduced:

House Concurrent Resolution No. 3031. A Concurrent Resolution expressing the Forty-third Legislative Assembly's admiration for the late President Lyndon B. Johnson and expressing its sorrow at his death.

Which was read the first time.

Representative Streibel moved that the rules be suspended, that House Concurrent Resolution No. 3031 not be 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. 3031

Forty-third Legislative Assembly of North Dakota

Introduced by Representatives Streibel, and Backes

1 A concurrent resolution expressing the Forty-third Legislative

1a Assembly's

2 admiration for the late Preseident Lyndon B. Johnson and

2a expressing its

3 sorrow at his death.

5 WHEREAS, the late President Lyndon B. Johnson proved to

5a be a

6 true friend of rural America through his continuing support of

6a strong

- 7 farm programs; and
 8 WHEREAS, President Johnson distinguished himself and his
 9 administration through his innovative and far-reaching civil
 9a rights
 10 programs to improve the quality of life in America; and
 11 WHEREAS, President Johnson demonstrated his concern for
 11a all
 12 the people during his many years of service in Congress, as Vice
 13 President, and as President of the United States;
 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-third Legislative Assembly express its sincere
 18 gratitude for President Johnson's many accomplishments and
 18a extend
 19 its deepfelt sympathies to his family upon his death; and
 20 BE IT FURTHER RESOLVED, that the Secretary of State
 20a forward
 21 enrolled copies of this resolution to President Johnson's widow,
 21a Lady
 22 Bird Johnson, and to his daughters, Linda Bird Robb and Lucy
 22a Baines
 23 Nugent.

SECOND READING OF HOUSE CONCURRENT RESOLUTION
House Concurrent Resolution No. 3031. A Concurrent Resolution
 expressing the Forty-third Legislative Assembly's admiration for
 the late President Lyndon B. Johnson and expressing its sorrow at
 his death.

Was read the second time.

Rep. Streibel moved that adoption of House Concurrent Resolution
 No. 3031, which motion prevailed on a voice vote.

MESSAGE TO THE SENATE

Mr. President: I have the honor to transmit herewith the follow-
 ing, which the House has passed and your favorable consideration
 is requested on

House Bill No. 1012
 House Bill No. 1091
 House Bill No. 1093
 House Bill No. 1129
 House Bill No. 1132
 House Bill No. 1141
 House Bill No. 1162
 House Bill No. 1179

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2045
 Senate Bill No. 2055
 Senate Bill No. 2113
 Senate Bill No. 2126
 Senate Bill No. 2135

Which the Senate has passed and your favorable consideration is
 requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1032
 House Bill No. 1128

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:00 p.m.,
 Wednesday, January 24, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTEENTH DAY AFTER RECESS AND SEVENTEENTH DAY

Bismarck, January 24, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit:
Senate Bill No. 2038

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 Bill No. 2038

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

MESSAGE TO THE SENATE

Mr. President: I have the honor to return herewith the following,
Senate Bill No. 2038

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. LaGrave moved that House Bill No. 1192 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. LaGrave requested permission to withdraw House Bill No. 1192. There being no objection, it was so ordered by the Speaker.

Rep. Herman moved that House Bill No. 1457 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Herman moved that House Bill No. 1457 be re-referred to the Committee on Social Welfare, which motion prevailed.

Rep. Rundle moved that House Bill No. 1411 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Rundle requested permission to withdraw House Bill No. 1411. There being no objection, it was so ordered by the Speaker.

MOTIONS

Rep. Hilleboe moved that House Bill No. 1297 be returned to the House from the Committee on State and Federal Government, which motion prevailed.

Rep. Hilleboe moved that House Bill No. 1297 be re-referred to the Committee on Education, 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. 1060

House Bill No. 1113

House Bill No. 1158

House Bill No. 1246

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Mertens has moved that the amendments to House Bill No. 1010 as recommended by the Committee on Appropriations as printed on page 290 of the House Journal be adopted, which motion prevailed.

Rep. Rundle has moved that the amendments to House Bill No. 1072 as recommended by the Committee on Judiciary as printed on pages 286 and 287 of the House Journal be adopted, which motion prevailed.

Rep. Rundle has moved that the amendments to House Bill No. 1120 as recommended by the Committee on Judiciary as printed on page 287 of the House Journal be adopted, which motion prevailed.

Rep. Backlin has moved that the amendments to House Bill No. 1126 as recommended by the Committee on Education as printed on page 289 of the House Journal be adopted, which motion prevailed.

Rep. Larson has moved that the amendments to House Bill No. 1143 as recommended by the Committee on Education as printed on page 288 of the House Journal be adopted, which motion prevailed.

Rep. Backlin has moved that the amendments to House Bill No. 1144 as recommended by the Committee on Education as printed on page 290 of the House Journal be adopted, which motion prevailed.

Rep. Watkins has moved that the amendments to House Bill No. 1148 as recommended by the Committee on Education as printed on page 290 of the House Journal be adopted, which motion prevailed.

Rep. Jacobson has moved that the amendments to House Bill No. 1235 as recommended by the Committee on Education as printed on page 289 of the House Journal be adopted, which motion prevailed.

Rep. Langley has moved that the amendments to House Bill No. 1238 as recommended by the Committee on Industry, Business and Labor as printed on page 288 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1071 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Bill No. 1071 was indefinitely postponed.

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 be indefinitely postponed.

REP. STONE, Vice-Chairman

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

House Bill No. 1103 was indefinitely postponed.

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 do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 1109 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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. 1118 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: "and duties of the state tax commissioner"

On page 1, line 13, before the word "Any" insert the following subsection number: "1."

On page 2, after line 2, insert the following new subsection:

"2. It shall be the duty of the state tax commissioner, on or before the fifteenth day of November of each year, to furnish to all holders of retail licenses for sale of alcoholic beverages a certificate stating that income, sales, or use taxes are either current or delinquent."

And renumber the lines and pages 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 Veterans' Affairs to whom was referred House Bill No. 1134 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14 of the engrossed bill delete the word "active"

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Vander Vorst 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. 1217 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, 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. 1232 has had the same under consideration and recommends that the same do pass.

REP. STONE, Vice-Chairman

Rep. H. Christensen 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. 1258 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 1278 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rau 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. 1279 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 1324 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 20 delete the word "nine" and insert in lieu thereof the word "eight"

And renumber the lines accordingly

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Royse 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. 2084 has had the same under consideration and recommends that the same do pass.

REP. STONE, Vice-Chairman

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

FIRST READING OF A HOUSE RESOLUTION

Rep. Streibel introduced:

House Concurrent Resolution No. 3032. A concurrent resolution urging adequate service and reasonable freight rates for the transportation of North Dakota's agricultural products.

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

SECOND READING OF HOUSE BILLS

House Bill No. 1060. A Bill for an Act to amend and reenact section 11-17-08 of the North Dakota Century Code, relating to the destruction of certain court records by clerks of court, and providing an exception.

Which has been read.

Rep. Kretschmar moved that the title to House Bill No. 1060 be amended as follows:

PROPOSED AMENDMENT TO HOUSE BILL No. 1060

On page 1, line 3, following the second word "court" insert the following: ", and providing an exception"

Which motion prevailed.

Representative Kretschmar moved that the rules be suspended, that House Bill No. 1060 be deemed properly re-engrossed, and

placed on the calendar for second reading and final passage, which motion prevailed.

House Bill No. 1060. A Bill for an Act to amend and reenact section 11-17-08 of the North Dakota Century Code, relating to the destruction of certain court records by clerks of court, and providing an exception.

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 4.

Those voting in the affirmative were:

Austin	Hausauer, L.	Laughlin	Rice
Backes	Hendrickson	Lee	Rivinius
Backlin	Hensrud	Leibhan	Royse
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Livingston	Rundle
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	Lundene	Scotfield
Christensen, R.	Hilleboe	McGauvran	Solberg
Dick	Jacob	Marsden	Stoltenow
Dornacker	Jacobson	Martinson	Stone
Dotzenrod	Jaeger	Matheny	Streibel
Eagles	Jenkins	Mertens	Strinden
Erickson	Johnson, H.	Metzger	Thorsgard
Fleming	Johnson, K.	Meyer	Timm
Freborg	Kermott	Miedema	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Hartl	Larson	Rau	Winkjer
Haugland	Laske	Reimers	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Raymond

Absent and not voting:

Atkinson	Gunderson	Murphy	Wagner
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So the bill passed and the title was agreed to.

House Bill No. 1113. A Bill for an Act to amend and reenact sections 14-08-07, 14-08-08, and 14-08-09 of the North Dakota Century Code, making it mandatory that all support payments be ordered paid to the clerk of district court, authorizing the district courts to direct payments for child support or alimony combined with child support to the clerk of the district court of the county in which the recipient of such payments resides, empowering the court to transfer proceedings for enforcement of court ordered support duties to such other district court, omitting the requirement of consent for purposes of proceeding with enforcement of support payments, relating to duties of the county welfare board in relation to support payments, and relating to initiation of proceedings for enforcement of support orders.

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 5.

Those voting in the affirmative were:

Austin	Hausauer, L.	Laughlin	Reimers
Backes	Hendrickson	Lee	Rice
Backlin	Hensrud	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Hilleboe	McGauvran	Scofield
Dick	Jacob	Marsden	Solberg
Dornacker	Jacobson	Martinson	Stoltenow
Dotzenrod	Jaeger	Matheny	Stone
Eagles	Jenkins	Mertens	Streibel
Erickson	Johnson, H.	Metzger	Strinden
Fleming	Johnson, K.	Meyer	Thorsgard
Freborg	Kermott	Miedema	Timm
Froeber	Kingsbury	Nermyr	Tinjum
Gackle	Kloubec	Olin	Tweten
Ganser	Knudson	Olson	Vander Vorst
Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Hartl	Larson	Rau	Winkjer
Haugland	Laske	Raymond	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Atkinson	Murphy	Wagner	Weber
Gunderson			

So the bill passed and the title was agreed to.

MOTION

Rep. Orange moved that 500 copies of the engrossed House Bill No. 1113 be printed, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1158. A Bill for an Act to amend and reenact section 15-38-09 of the North Dakota Century Code, relating to physical education instruction.

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, 3; absent and not voting 4.

Those voting in the affirmative were:

Austin	Hendrickson	Lee	Rice
Backlin	Hensrud	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Hilleboe	McGauvran	Scofield
Dick	Jacob	Marsden	Solberg
Dornacker	Jacobson	Martinson	Stoltenow
Dotzenrod	Jaeger	Matheny	Stone
Eagles	Jenkins	Mertens	Streibel
Erickson	Johnson, H.	Metzger	Strinden
Fleming	Johnson, K.	Meyer	Thorsgard
Freborg	Kermott	Miedema	Timm
Froeber	Kingsbury	Nermyr	Tinjum
Gackle	Kloubec	Olin	Tweten
Ganser	Knudson	Olson	Vander Vorst
Garnas	Kretschmar	Opedahl	Watkins
Gronneberg	LaGrave	Orange	Welder

Grubb	Lang	Peterson	Wilkie
Hartl	Langley	Poyzer	Winge
Haugland	Larson	Rau	Winkjer
Hausauer, A.	Laske	Raymond	Mr. Speaker
Hausauer, L.	Laughlin	Reimers	

Those voting in the negative were:
 Backes Gengler Weber

Absent and not voting:
 Atkinson Gunderson Murphy Wagner

So the bill passed and the title was agreed to.

House Bill No. 1244. A Bill for an Act to create and enact section 15-53.1-05.1 of the North Dakota Century Code, relating to school district boundary changes.

Which has been 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 4.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Strindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kingsbury	Olin	Tweten
Gackle	Kloubec	Olson	Vander Vorst
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Hartl	Larson	Raymond	Winkjer
Haugland	Laske	Reimers	Mr. Speaker
Hausauer, A.	Laughlin		

Absent and not voting:
 Atkinson Gunderson Murphy Wagner

So the bill passed and the title was agreed to.

House Bill No. 1246. A Bill for an Act to amend and reenact section 20.1-01-03 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to any action for damages for destruction of 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, 89; nays, 9; absent and not voting 4.

Those voting in the affirmative were:

Austin	Hendrickson	Laughlin	Reimers
Backes	Hensrud	Lee	Rice
Backlin	Hentges	Leibhan	Rivinius

Bassingthwaite	Herman	Linderman	Royse
Berg	Hickle	Livingston	Schindler
Bridston	Hildebrand	Lodoen	Scotfield
Christensen, H.	Hilleboe	Lundene	Solberg
Christensen, R.	Jacob	McGauvran	Stone
Dick	Jacobson	Marsden	Streibel
Dotzenrod	Jenkins	Martinson	Strinden
Eagles	Johnson, H.	Matheny	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freober	Kingsbury	Nermyr	Tweten
Ganser	Kloubec	Olin	Vander Vorst
Garnas	Knudson	Olson	Watkins
Gengler	Kretschmar	Opedahl	Weber
Gronneberg	LaGrave	Orange	Welder
Grubb	Lang	Peterson	Wilkie
Hartl	Langley	Poyzer	Winge
Haugland	Larson	Rau	Winkjer
Hausauer, A.	Laske	Raymond	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:

Dornacker	Jaeger	Metzger	Rundle
Freborg	Mertens	Rued	Stoltenow
Gackle			

Absent and not voting:

Atkinson	Gunderson	Murphy	Wagner
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So the bill passed and the title was agreed to.

House Bill No. 1269. A Bill for an Act to amend and reenact sections 34-06.1-01, 34-06.1-02, and 34-06.1-03 of the North Dakota Century Code, relating to prohibiting discrimination in employment because of race, color, religion, sex, or national origin.

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, 1; absent and not voting 5.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scotfield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jenkins	Mertens	Streibel
Eagles	Johnson, H.	Metzger	Strinden
Erickson	Johnson, K.	Meyer	Thorsgard
Fleming	Kermott	Miedema	Timm
Freborg	Kingsbury	Nermyr	Tinjum
Freober	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Hartl	Larson	Rau	Winge
Haugland	Laske	Raymond	Winkjer
Hausauer, A.	Laughlin	Reimers	Mr. Speaker

Those voting in the negative were:

Jaeger

Absent and not voting:

Atkinson Gunderson Murphy Wagner
Grubb

So the bill passed and the title was agreed to.

House Bill No. 1274. A Bill for an Act relating to the establishment of guidelines for the management and use of investments held by educational, religious, or charitable 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, 98; nays, 0; absent and not voting 4.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kingsbury	Olin	Tweten
Gackle	Kloubec	Olson	Vander Vorst
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Hartl	Larson	Raymond	Winkjer
Haugland	Laske	Reimers	Mr. Speaker
Hausauer, A.	Laughlin		

Absent and not voting:

Atkinson Gunderson Murphy Wagner

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2052. A Bill for an Act to provide for an additional one-mill levy for county agent work.

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, 17; absent and not voting 5.

Those voting in the affirmative were:

Austin	Haugland	Laughlin	Rice
Backlin	Hausauer, A.	Lee	Rivinius
Bassingthwaite	Hausauer, L.	Leibhan	Royse
Berg	Hendrickson	Linderman	Rued
Bridston	Hensrud	Livingston	Schindler
Christensen, H.	Herman	Lodoen	Scofield
Christensen, R.	Hickle	Lundene	Solberg
Dick	Hildebrand	McGauvran	Stone
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Olin	Tinjum

Freborg	Kermott	Olson	Tweten
Froeber	Knudson	Opedahl	Vander Vorst
Gackle	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Winge
Gronneberg	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker

Those voting in the negative were:

Backes	Jaeger	Metzger	Rundle
Ganser	Kingsbury	Meyer	Stoltenow
Grubb	Kloubec	Nermyr	Weber
Hentges	Marsden	Reimers	Wilkie
Hilleboe			

Absent and not voting:

Atkinson	Laske	Murphy	Wagner
Gunderson			

So the bill passed and the title was agreed to.

Senate Bill No. 2064. A Bill for an Act to amend and reenact subsection 10 of section 57-37-11 and section 57-37-12 of the North Dakota Century Code, relating to estate tax deductions.

Which has been 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 4.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kingsbury	Olin	Tweten
Gackle	Kloubec	Olson	Vander Vorst
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Hartl	Larson	Raymond	Winkjer
Haugland	Laske	Reimers	Mr. Speaker
Hausauer, A.	Laughlin		

Absent and not voting:

Atkinson	Gunderson	Murphy	Wagner
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So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that the House reconsider the action by which House Bill No. 1074 was lost, which motion prevailed.

Rep. Strinden moved that House Bill No. 1074 be re-referred to the Committee on Natural Resources, 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

SEVENTEENTH DAY

Bismarck, January 24, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Fr. Edwin Wehner, Cathedral of the Holy Spirit, Bismarck.

Roll was taken and all members were present except Reps. Atkinson, Gunderson, Murphy and Wagner.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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:

Page 287, line 40, delete "Math Smith" and insert in lieu thereof "Matt M. Schmidt"

Page 287, line 40, delete the name "Smith" following the word "Rep." and insert in lieu thereof the name "Schmidt"

Page 311, line 35, delete the number "3013" and insert in lieu thereof the number "3015"

Page 311, line 36, delete the number "3013" and insert in lieu thereof the number "3015"

And when so corrected recommends that the same be approved.

REP. BACKLIN, Vice-Chairman

Rep. Wilkie 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. 1053 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

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

House Bill No. 1053 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1088 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

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

House Bill No. 1088 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1089 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.

House Bill No. 1089 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1098 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 Appropriations to whom was referred House Bill No. 1145 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.

House Bill No. 1145 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1150 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 Appropriations to whom was referred House Bill No. 1178 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Olin 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. 1253 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. 1281 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. 1328 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. 1422 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. 3021 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 State and Federal Government to whom was referred House Concurrent Resolution No. 3028 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. 2134 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 A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3015. A Concurrent Resolution commending President Richard M. Nixon for the increases during his administration in the prices of wheat, grain, and livestock, and for running an agricultural program with less governmental interference than in past administrations.

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.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1025

House Bill No. 1051

House Bill No. 1052

House Bill No. 1075

House Concurrent Resolution 3005

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2086

Senate Bill No. 2127

Senate Bill No. 2153

Senate Bill No. 2171

Senate Bill No. 2179

Senate Bill No. 2204

Senate Bill No. 2206

Senate Bill No. 2225

Senate Bill No. 2229

Senate Bill No. 2238

Senate Bill No. 2261

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1042

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENT TO HOUSE BILL No. 1042

On page 7, after line 28, insert the following: "part Burleigh"
Renumber the lines accordingly.

MESSAGE TO THE SENATE

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1203

House Bill No. 1208

House Bill No. 1216

House Bill No. 1223

House Bill No. 1241

House Concurrent Resolution No. 3019
House Concurrent Resolution No. 3031

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Streibel moved that the House concur in the Senate amendments to House Bill No. 1042, which motion prevailed.

Rep. Streibel moved that the rules be suspended, and House Bill No. 1042 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1042. 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, 63; nays, 32; absent and not voting 7.

Those voting in the affirmative were:

Austin	Hendrickson	Lodoen	Royse
Backlin	Hentges	Marsden	Rued
Berg	Herman	Martinson	Rundle
Bridston	Hickle	Matheny	Schindler
Christensen, H.	Hildebrand	Metzger	Scofield
Christensen, R.	Jacob	Miedema	Stoltenow
Dick	Jenkins	Nermyr	Stone
Dornacker	Johnson, K.	Olin	Streibel
Eagles	Kermott	Olson	Strinden
Freborg	Kingsbury	Peterson	Thorsgard
Froeber	Kloubec	Poyzer	Timm
Ganser	Knudson	Rau	Tweten
Garnas	LaGrave	Raymond	Watkins
Haugland	Lang	Reimers	Winkjer
Hausauer, A.	Larson	Rice	Mr. Speaker
Hausauer, L.	Leibhan	Rivinius	

Those voting in the negative were:

Backes	Hartl	Lee	Orange
Bassingthwaite	Jacobson	Linderman	Solberg
Dotzenrod	Jaeger	Livingston	Tinjum
Erickson	Johnson, H.	Lundene	Vander Vorst
Fleming	Kretschmar	McGauvran	Weber
Gackle	Langley	Mertens	Welder
Gengler	Laske	Meyer	Wilkie
Gronneberg	Laughlin	Opedahl	Winge

Absent and not voting:

Atkinson	Hilleboe	Hensrud	Wagner
Grubb	Gunderson	Murphy	

So the bill passed and the title was agreed to.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Streibel and Strinden introduced:

House Concurrent Resolution No. 3033. A concurrent resolution commending President Richard M. Nixon upon the successful negotiation of a Vietnam peace, and expressing happiness of the Forty-third Legislative Assembly that the conflict is coming to an end.

Which was read the first time.

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 3033 not be 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 No. 1

HOUSE CONCURRENT RESOLUTION No. 3033

Introduced by Rep. Streibel and Rep. Strinden

1 A concurrent resolution commending President Richard M.
1a Nixon upon
2 the successful negotiation of a Vietnam peace, and expressing
2a happiness
3 of the Forty-third Legislative Assembly that the conflict is
3a coming to an
4 end.

5
6 WHEREAS, President Richard M. Nixon announced to an
6a anxious
7 Nation and concerned world on January 23, 1973, that an
7a agreement had
8 been concluded to end the Vietnam conflict and that an official
8a cease fire
9 would be signed on Saturday, January 27, 1973; and

10 WHEREAS, President Nixon announced that included in the
10a terms
11 of the cease fire agreement was a stipulation that all American
11a prisoners
12 will be released within sixty days and that there will be an
12a accounting
13 for all Americans missing in action; and

14 WHEREAS, there are at least fourteen North Dakota men
14a officially
15 listed as missing in action and three listed as prisoners of war
15a by the
16 Air Force and Army; and

17 WHEREAS, it now appears that America's decade-long role
17a in
18 the Vietnam conflict is coming to an honorable and just end;

19 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE
19a OF

20 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,
20a THE SENATE
21 CONCURRING THEREIN:

22 That the Forty-third Legislative Assembly express sincere
23 commendations to President Richard M. Nixon for his patient
23a and
24 persistent negotiations which succeeded in bringing about an
24a honorable

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1 and just Vietnam cease fire; and
2 BE IT FURTHER RESOLVED, that the Forty-third
2a Legislative
3 Assembly express its happiness, along with the citizens of the
3a State
4 and Nation, that the conflict is coming to an end and that the
4a prisoners
5 of war in Southeast Asia will be coming home; and
6 BE IT FURTHER RESOLVED, that the Secretary of State
6a send an
7 enrolled copy of this resolution to President Nixon.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3033. A concurrent resolution commending President Richard M. Nixon upon the successful negotiation of a Vietnam peace, and expressing happiness of the Forty-third Legislative Assembly that the conflict is coming to an end.

Was read the second time.

Rep. Streibel moved the adoption of House Concurrent Resolution No. 3033.

House Concurrent Resolution No. 3033 was adopted on a voice vote.

POINT OF PERSONAL PRIVILEGE

Rep. Dornacker: "Mr. Speaker, Ladies and Gentlemen:

"This afternoon we voted on seven House bills. If I kept track properly, three of these came in the area where we were told, 'This is necessary because of Federal Law, or if we do not do this, the Federal Government will.' I voted for the bills, but I wondered as I sat here, do I represent the 20th District or am I a hybrid Representative of Washington and the 20th District. I also wondered how soon we may become a Washington branch — or are we now.

"Maybe somewhere we should try to exercise our State's Rights, if we want to keep them — or have we already lost them?"

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 1042.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on

House Concurrent Resolution No. 3033

ROY GILBREATH, Chief Clerk

MOTION

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., Thursday, January 25, 1973, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2045. A Bill for an Act to create and enact chapters 12.1-01, 12.1-02, 12.1-03, 12.1-04, 12.1-05, 12.1-06, 12.1-07, 12.1-08, 12.1-09, 12.1-10, 12.1-11, 12.1-12, 12.1-13, 12.1-14, 12.1-15, 12.1-16, 12.1-17, 12.1-18, 12.1-19, 12.1-21, 12.1-22, 12.1-23, 12.1-24, 12.1-25, 12.1-26, 12.1-27, 12.1-28, 12.1-29, 12.1-30, 12.1-31, 12.1-32, and 12.1-33, and to create and enact sections 16-12-16, 29-03-01.1, and 29-03-21, all of the North Dakota Century Code, comprising a new criminal code defining all major offenses and providing penalties, providing for alternative sentencing limits and procedures, defining certain electoral offenses, providing jurisdiction over certain offenses commenced outside this state, and providing venue where the offense involves the mailing of a letter; to amend and reenact section 12-53-14, subsection 1 of section 12-55-07, and sections 12-59-17, 16-12-14, and 29-03-01 of the North Dakota Century Code, relating to parole board jurisdiction, to crimes committed partially without this state, and to criminal penalties for causing probationer or parolee to violate parole, to voting right challenges; to repeal chapters 12-01 through 12-06, chapters 12-08 through 12-21.1, chapters 12-23 through 12-29, chapters 12-31 through 12-43, chapter 12-50, chapter 12-54, and sections 12-07-01, 12-07-02, 12-07-03, 12-07-04, 12-07-05, 12-07-06, 12-22-01, 12-22-14, 12-22-15, 12-22-17, 12-22-19, 12-22-20, 12-22-21, 12-22-22, 12-22-23, 12-22-24, 12-22-25, 12-22-26, 12-22-27, 12-22-28, 12-22-29, 12-22-30, 12-55-21, 12-59-11, 12-59-13, 12-59-13.1, chapter 29-20, and sections 29-26-20 and 31-01-08 of the North Dakota Century Code, relating to definitions of various sexual offenses, to posting notice of probation or parole hearings, to procedures for determining a defendant's mental capacity to stand trial, to provision for successive terms of imprisonment, and to indeterminate sentences; and providing an effective date.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2055. A Bill for an Act to create and enact subsection 2 of section 39-10-28 of the North Dakota Century Code, and to amend and reenact subsection 1 of section 39-10-28 of the North Dakota Century Code, relating to pedestrians crossing at intersections.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2088. A Bill for an Act to amend and reenact section 15-03-01.3 of the North Dakota Century Code, relating to the apportionment of maintenance fund balances quarterly.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2091. A Bill for an Act to create and enact subsections 14, 15, and 16 of section 38-14-02, sections 38-14-03.1, 38-14-04.1, 38-14-05.1, and 38-14-07.1 of the North Dakota Century Code, relating to definitions, the powers of the public service commission in the regulation of strip coal mining, notice provisions, and limitations in granting permits; to amend and reenact sections 38-14-04, 38-14-05, 38-14-07, 38-14-08, 38-14-12, and 38-14-13 of the North Dakota Century Code, relating to license applications, duties of the operator, bond of the operator, the deposit of forfeitures and penalties, and cooperation with federal and state agencies; and to repeal section 38-14-11 of the North Dakota Century Code, relating to the administrative officer in strip coal mining regulation.

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

Senate Bill No. 2100. A Bill for an Act to amend and reenact section 61-02-12 of the North Dakota Century Code, relating to the compensation and expenses of the appointive members of the state water commission.

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

Senate Bill No. 2111. A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, changing the amount of weekly compensation for death claims.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2112. A Bill for an Act to amend and reenact section 65-05-09 of the North Dakota Century Code, providing for a weekly compensation equal to sixty percent of the average weekly wage.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2113. A Bill for an Act to create and enact chapter 37-19.1 of the North Dakota Century Code, relating to preferences for veterans in gaining governmental employment, and providing means for enforcing those preferences; to amend and reenact section 37-15-08 of the North Dakota Century Code, relating to appointment of subordinate officers of the soldiers' home; and to repeal chapter 37-19 and section 37-01-31 of the North Dakota Century Code, relating to governmental employment preferences for veterans.

Which was read the first time and referred to the Committee on Veterans' Affairs.

Senate Bill No. 2124. A Bill for an Act to amend and reenact section 16-08-02 and subsection 4 of section 16-11-04 of the North Dakota Century Code, relating to voting instructions on no-party and general election ballots.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2126. A Bill for an Act to amend and reenact section 15-21-01 of the North Dakota Century Code, relating to term of office of superintendent of public instruction.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2135. A Bill for an Act to repeal section 15-38-13 of the North Dakota Century Code, relating to power of the teacher to suspend pupils.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2164. A Bill for an Act to amend and reenact section 12-44-15 of the North Dakota Century Code, relating to sheriffs' annual jail report.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2172. A Bill for an Act to amend and reenact section 25-05-01 of the North Dakota Century Code, relating to the administrative placement of the San Haven state hospital as a division of the Grafton state school.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2182. A Bill for an Act to provide penalties for chasing, harassing, or willfully frightening domestic animals.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2186. A Bill for an Act to amend and reenact section 52-04-03 of the 1971 Supplement to the North Dakota Century Code, relating to rate of unemployment tax and wages subject to tax; and declaring an emergency.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2194. A Bill for an Act to amend and reenact section 20.1-05-06 of the North Dakota Century Code as contained in section 12 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the color of garments worn by big game hunters.

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

Pursuant to Rep. Streibel's motion, the House stood recessed until 12:30 p.m., Thursday, January 25, 1973.

ROY GILBREATH, Chief Clerk

SEVENTEENTH DAY AFTER RECESS
AND EIGHTEENTH DAY

Bismarck, January 25, 1973

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MOTIONS

Rep. Lee moved that House Bill No. 1267 be returned to the House from the Committee on Natural Resources, which motion prevailed.

Rep. Lee requested permission to withdraw House Bill No. 1267. There being no objection, it was so ordered by the Speaker.

Rep. Lee moved that House Bill No. 1418 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Lee requested permission to withdraw House Bill No. 1418. There being no objection, it was so ordered by the Speaker.

Rep. Watkins moved that the House reconsider its action by which the Committee Report on House Bill No. 1071 was adopted, whereby House Bill No. 1071 was indefinitely postponed, which motion prevailed.

Rep. Watkins moved that House Bill No. 1071 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Strinden moved that House Bill No. 1064 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Strinden requested permission to withdraw House Bill No. 1064. There being no objection, it was so ordered by the Speaker.

Rep. Laske moved that House Bill No. 1485 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Laske requested permission to withdraw House Bill No. 1485. There being no objection, it was so ordered 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. 1010

House Bill No. 1072

House Bill No. 1120

House Bill No. 1126

House Bill No. 1143

House Bill No. 1144

House Bill No. 1148

House Bill No. 1235

House Bill No. 1238

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Representative Laughlin moved that the report be adopted, which motion prevailed, and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Weber has moved that the amendments to House Bill No. 1118 as recommended by the Committee on Finance and Taxation as printed on page 319 of the House Journal be adopted, which motion prevailed.

Rep. Vander Vorst has moved that the amendments to House Bill No. 1134 as recommended by the Committee on Veterans' Affairs as printed on page 319 of the House Journal be adopted, which motion prevailed.

Rep. Royse has moved that the amendments to House Bill No. 1324 as recommended by the Committee on Finance and Taxation as printed on page 320 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1010. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, 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, 94; nays, 2; absent and not voting 6.

Those voting in the affirmative were:

Austin	Hausauer, L.	Leibhan	Rice
Backlin	Hendrickson	Linderman	Rivinius
Bassingthwaite	Hensrud	Livingston	Royse
Berg	Herman	Lodoen	Rued
Bridston	Hickle	Lundene	Rundle
Christensen, H.	Hildebrand	McGauvran	Schindler
Christensen, R.	Hilleboe	Marsden	Scofield
Dick	Jacob	Martinson	Solberg
Dornacker	Jacobson	Matheny	Stoltenow
Dotzenrod	Jenkins	Mertens	Streibel
Eagles	Johnson, H.	Metzger	Strinden
Erickson	Johnson, K.	Meyer	Thorsgard
Fleming	Kermott	Miedema	Timm
Freborg	Kingsbury	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Hausauer, A.	Lee		

Those voting in the negative were:

Hentges Jaeger

Absent and not voting:

Atkinson	Haugland	Stone	Vander Vorst
Backes	Murphy		

So the bill passed and the title was agreed to.

House Bill No. 1072. A Bill for an Act to amend and reenact section 16-20-17.1 of the North Dakota Century Code relating to political advertisements and the disclosure of the name and address of the sponsor.

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 6.

Those voting in the affirmative were:

Austin	Hendrickson	Laughlin	Rau
Backes	Hensrud	Lee	Raymond
Bassingthwaite	Hentges	Leibhan	Rice
Berg	Herman	Linderman	Rivinius
Bridston	Hickle	Livingston	Royse
Dick	Hilleboe	Lodoen	Rued
Dornacker	Jacob	Lundene	Rundle
Dotzenrod	Jacobson	McGauvran	Schindler
Eagles	Jaeger	Marsden	Stoltenow
Erickson	Jenkins	Martinson	Streibel
Fleming	Johnson, H.	Matheny	Strinden
Freborg	Johnson, K.	Mertens	Thorsgard
Froeber	Kermott	Metzger	Timm
Gackle	Kingsbury	Meyer	Tinjum
Ganser	Kloubec	Miedema	Tweten
Garnas	Knudson	Nermyr	Vander Vorst
Gengler	Kretschmar	Olin	Wagner
Gronneberg	LaGrave	Olson	Watkins
Grubb	Lang	Opedahl	Welder
Gunderson	Langley	Orange	Wilkie
Hausauer, A.	Larson	Peterson	Winge
Hausauer, L.	Laske	Poyzer	Mr. Speaker

Those voting in the negative were:

Backlin	Christensen, R.	Hildebrand	Weber
Christensen, H.	Hartl	Scotfield	Winkjer

Absent and not voting:

Atkinson	Murphy	Solberg	Stone
Haugland	Reimers		

So the bill passed and the title was agreed to.

House Bill No. 1104. A Bill for an Act to amend and reenact subsection 1 of section 26-01-11 of the North Dakota Century Code, to provide for the exemption of considerations for annuities from the insurance premium tax.

Which has been read.

Rep. Grubb requested that he be excused from voting because of a personal interest.

Rep. Strinden moved that Rep. Grubb be allowed to vote on House Bill No. 1104, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 10; absent and not voting 4.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Reimers
Backlin	Hausauer, L.	Lee	Rice
Bassingthwaite	Hendrickson	Leibhan	Rivinius
Berg	Hensrud	Linderman	Royse
Bridston	Hentges	Livingston	Rued
Christensen, H.	Herman	Lodoen	Rundle
Christensen, R.	Hildebrand	McGauvran	Schindler
Dornacker	Hilleboe	Marsden	Scotfield
Dotzenrod	Jacob	Martinson	Stoltenow
Eagles	Jacobson	Matheny	Streibel
Erickson	Jaeger	Mertens	Strinden
Fleming	Jenkins	Metzger	Thorsgard
Freborg	Johnson, H.	Miedema	Timm
Froeber	Johnson, K.	Nermyr	Tinjum
Gackle	Kermott	Olin	Tweten
Ganser	Kingsbury	Olson	Vander Vorst
Garnas	Kloubec	Opedahl	Wagner
Gengler	LaGrave	Orange	Watkins
Gronneberg	Lang	Peterson	Weber

Grubb	Langley	Poyzer	Welder
Gunderson	Larson	Rau	Winge
Haugland	Laske	Raymond	Mr. Speaker

Those voting in the negative were:

Backes	Hickle	Meyer	Wilkie
Dick	Kretschmar	Solberg	Winkjer
Hartl	Lundene		

Absent and not voting:

Atkinson	Knudson	Murphy	Stone
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So the bill passed and the title was agreed to.

House Bill No. 1109. A Bill for an Act to amend and reenact section 65-05-21 of the North Dakota Century Code, changing the number of weeks of compensation paid to the widow.

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 7.

Those voting in the affirmative were:

Austin	Hendrickson	Lee	Rice
Backes	Hensrud	Leibhan	Rivinius
Berg	Hentges	Linderman	Royse
Bridston	Herman	Livingston	Rued
Christensen, H.	Hickle	Lodoen	Rundle
Christensen, R.	Hildebrand	Lundene	Schindler
Dick	Hilleboe	McGauvran	Scotfield
Dornacker	Jacob	Marsden	Solberg
Dotzenrod	Jacobson	Martinson	Stoltenow
Eagles	Jaeger	Matheny	Streibel
Erickson	Jenkins	Mertens	Thorsgard
Fleming	Johnson, H.	Metzger	Timm
Freborg	Johnson, K.	Meyer	Tinjum
Gackle	Kermott	Miedema	Tweten
Ganser	Kingsbury	Nermyr	Vander Vorst
Garnas	Kloubec	Olin	Wagner
Gengler	Knudson	Olson	Watkins
Gronneberg	Kretschmar	Opedahl	Weber
Grubb	LaGrave	Orange	Welder
Gunderson	Lang	Peterson	Wilkie
Hartl	Langley	Poyzer	Winge
Haugland	Larson	Rau	Winkjer
Hausauer, A.	Laske	Raymond	Mr. Speaker
Hausauer, L.	Laughlin	Reimers	

Absent and not voting:

Atkinson	Bassingthwaite	Murphy	Strinden
Backlin	Froeber	Stone	

So the bill passed and the title was agreed to.

House Bill No. 1120. A Bill for an Act to provide for the use of restitution as a sentencing alternative, providing guidelines for its use, and providing for termination of the effectiveness of this 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, 98; nays, 1; absent and not voting 3.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued

Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scotfield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland	Laughlin		

Those voting in the negative were:
Hensrud

Absent and not voting:

Atkinson Murphy Stone

So the bill passed and the title was agreed to.

House Bill No. 1126. A Bill for an Act to amend and reenact sections 15-40.2-01, 15-40.2-09, and 15-40.2-10 of the North Dakota Century Code, relating to payment of tuition to an accredited institution of another 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, 99; nays, 0; absent and not voting 3.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scotfield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jaeger	Mertens	Thorsgard
Erickson	Jenkins	Metzger	Timm
Fleming	Johnson, H.	Meyer	Tinjum
Freborg	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Peterson	Wilkie
Grubb	Lang	Poyzer	Winge
Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker
Haugland	Laske	Reimers	

Absent and not voting:

Atkinson Murphy Stone

So the bill passed and the title was agreed to.

House Bill No. 1143. A Bill for an Act to repeal section 15-28-11 of the North Dakota Century Code, concerning publication of school board proceedings.

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, 27; nays, 71; absent and not voting 4.

Those voting in the affirmative were:

Austin	Hausauer, L.	Knudson	Opedahl
Backes	Hendrickson	Lang	Rau
Bassingthwaite	Hensrud	Larson	Schindler
Christensen, H.	Herman	Laske	Stoltenow
Erickson	Hildebrand	Lodoen	Tinjum
Fleming	Hilleboe	McGauvran	Watkins
Gengler	Jacobson	Mertens	

Those voting in the negative were:

Backlin	Hausauer, A.	Livingston	Royse
Berg	Hentges	Lundene	Rued
Bridston	Hickle	Marsden	Rundle
Christensen, R.	Jacob	Martinson	Scofield
Dick	Jaeger	Matheny	Solberg
Dornacker	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Laughlin	Raymond	Winge
Gunderson	Lee	Reimers	Winkjer
Hartl	Leibhan	Rice	Mr. Speaker
Haugland	Linderman	Rivinius	

Absent and not voting:

Atkinson	Murphy	Stone	Strinden
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So the bill lost.

House Bill No. 1144. A Bill for an Act to amend and reenact section 15-53.1-06 of the North Dakota Century Code, relating to annexation petition hearings.

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, 98; nays, 0; absent and not voting 4.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Reimers
Backes	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hensrud	Linderman	Royse
Berg	Hentges	Livingston	Rued
Bridston	Herman	Lodoen	Rundle
Christensen, H.	Hickle	Lundene	Schindler
Christensen, R.	Hildebrand	McGauvran	Scofield
Dick	Hilleboe	Marsden	Solberg
Dornacker	Jacob	Martinson	Stoltenow
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jaeger	Mertens	Thorsgard
Erickson	Jenkins	Metzger	Timm
Fleming	Johnson, H.	Meyer	Tinjum

Freborg	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Peterson	Wilkie
Grubb	Lang	Poyzer	Winge
Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker
Haugland	Laske		

Absent and not voting:

Atkinson	Murphy	Stone	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1148. A Bill for an Act to amend and reenact section 15-53.1-41 of the North Dakota Century Code, relating to dissolution of 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, 99; nays, 0; absent and not voting 3.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scofield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jaeger	Mertens	Thorsgard
Erickson	Jenkins	Metzger	Timm
Fleming	Johnson, H.	Meyer	Tinjum
Freborg	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Peterson	Wilkie
Grubb	Lang	Poyzer	Winge
Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker
Haugland	Laske	Reimers	

Absent and not voting:

Atkinson	Murphy	Stone
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So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1127 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 Education to whom was referred House Bill No. 1137 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.

House Bill No. 1137 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1140 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. 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 House Bill No. 1149 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

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

House Bill No. 1149 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1155 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Scofield 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. 1165 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Bill No. 1165 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation 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 1, line 3, after the numeral "39-06-33," insert the following: "and"

On page 1, line 4, following the numeral "39-06-33.1" delete the following: "and 39-10-51"

On page 1, line 7, place a period after the word "cause" and delete the remainder of the sentence

On page 6, delete the lines 18 through 26

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HENSRUD, 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. 1234 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Rued 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. 1245 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

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

House Bill No. 1245 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1248 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

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

House Bill No. 1248 was indefinitely postponed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1250 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 Transportation to whom was referred House Bill No. 1252 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Rued 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. 1260 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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. 1263 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 Political Subdivisions to whom was referred House Bill No. 1283 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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. 1284 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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 House Bill No. 1288 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

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

House Bill No. 1288 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1302 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Leibhan moved that the report be adopted.

Rep. Jaeger moved a substitute motion that House Bill No. 1302 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Leibhan to adopt the report of the Committee on Education, which motion prevailed. House Bill No. 1302 was indefinitely postponed.

RECOGNITION

Speaker Bunker 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.

Speaker Bunker announced that former Lt. Governor C. P. Dahl was in the chamber, and former Lt. Governor Dahl 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

EIGHTEENTH DAY

Bismarck, January 25, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered, by Fr. Edwin P. Wehner, Cathedral of the Holy Spirit, Bismarck.

Roll was called, and all members were present except Reps. Atkinson, Murphy, Reimers and Stone.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the sixteenth day after recess and seventeenth day and finds the same to be correct.

REP. GUNDERSON, Chairman

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1308 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

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

House Bill No. 1308 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1319 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Bassingthwaite 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. 1194 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

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

House Bill No. 1194 was indefinitely postponed.

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 be amended as follows:

On page 1, line 10, after the word "treasury", insert the following: "and \$1,500,000, or such greater amount as may become available in federal grants, donations, contributions, or other sources"

On page 1, after the last printed line of the bill, insert the following new section:

"SECTION 2.) The heritage commission may invest amounts received pursuant to the appropriation from the general fund in certificates of deposit in the Bank of North Dakota. Such amounts and interest earned on such amounts shall not become available for construction of the heritage center unless the heritage commission has certified that not less than \$1,500,000 in contributions, donations, federal grants, or other sources is available."

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.

SECOND READING OF HOUSE BILLS

House Bill No. 1217. A Bill for an Act to amend and reenact sections 39-16-05 and 39-16-07 of the North Dakota Century Code, relating to the suspension of the driver license of a driver of a motor vehicle involved in an accident and who has no means of financial responsibility.

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, 16; absent and not voting, 7.

Those voting in the affirmative were:

Austin	Haugland	Lee	Reimers
Backes	Hendrickson	Leibhan	Rice
Berg	Hensrud	Linderman	Rivinius
Bridston	Hentges	Livingston	Royse
Christensen, H.	Herman	Lodoen	Rued
Dick	Hickle	Lundene	Schindler
Dornacker	Hildebrand	McGauvran	Scofield
Dotzenrod	Jacob	Marsden	Solberg
Eagles	Jacobson	Martinson	Streibel
Erickson	Jenkins	Matheny	Strinden
Fleming	Johnson, H.	Mertens	Thorsgard
Freborg	Kermott	Meyer	Tinjum
Froeber	Kloubec	Miedema	Tweten
Gackle	Knudson	Nermyr	Vander Vorst
Ganser	Kretschmar	Olin	Watkins
Garnas	LaGrave	Olson	Weber
Gengler	Langley	Opedahl	Wilkie
Gronneberg	Larson	Orange	Winge
Gunderson	Laske	Poyzer	Mr. Speaker
Hartl	Laughlin	Rau	

Those voting in the negative were:

Backlin	Hausauer, A.	Metzger	Timm
Bassingthwaite	Jaeger	Raymond	Wagner
Christensen, R.	Johnson, K.	Rundle	Welder
Grubb	Lang	Stoltenow	Winkjer

Absent and not voting:

Atkinson	Hilleboe	Murphy	Stone
Hausauer, L.	Kingsbury	Peterson	

So the bill passed and the title was agreed to.

House Bill No. 1232. A Bill for an Act to amend and reenact section 27-05-03.1 and section 27-05-03.2 of the North Dakota Cen-

ture Code, relating to retirement of supreme court judges and district court judges because of mental or physical disability.

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 7.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Reimers
Backes	Hausauer, L.	Leibhan	Rice
Backlin	Hendrickson	Linderman	Rivinius
Bassingthwaite	Hensrud	Livingston	Royse
Berg	Hentges	Lodoen	Rued
Bridston	Herman	Lundene	Rundle
Christensen, H.	Hickle	McGauvran	Schindler
Christensen, R.	Hildebrand	Marsden	Scofield
Dick	Jacob	Martinson	Solberg
Dornacker	Jacobson	Matheny	Stoltenow
Dotzenrod	Jenkins	Mertens	Streibel
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Grubb	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland	Laughlin		

Those voting in the negative were:

Jaeger

Absent and not voting:

Atkinson	Hilleboe	Stone	Tweten
Gunderson	Murphy	Strinden	

So the bill passed and the title was agreed to.

House Bill No. 1235. A Bill for an Act to amend and reenact section 15-53.1-42 of the North Dakota Century Code, relating to the involuntary dissolution of public school districts located in more than one county, and delaring 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, 5; absent and not voting 5.

Those voting in the affirmative were:

Austin	Hausauer, L.	Laughlin	Raymond
Backes	Hendrickson	Lee	Reimers
Backlin	Hensrud	Leibhan	Rice
Bassingthwaite	Hentges	Linderman	Rivinius
Berg	Herman	Livingston	Royse
Bridston	Hickle	Lodoen	Rued
Christensen, H.	Hildebrand	Lundene	Rundle
Christensen, R.	Hilleboe	McGauvran	Schindler
Dick	Jacob	Marsden	Scofield
Dornacker	Jacobson	Martinson	Solberg
Dotzenrod	Jenkins	Matheny	Streibel
Eagles	Johnson, H.	Mertens	Strinden
Erickson	Johnson, K.	Metzger	Thorsgard
Fleming	Kermott	Meyer	Timm
Froeber	Kingsbury	Miedema	Tinjum

Gackle	Kloubec	Nermyr	Tweten
Ganser	Knudson	Olin	Wagner
Garnas	Kretschmar	Olson	Watkins
Gronneberg	LaGrave	Opedahl	Welder
Grubb	Lang	Orange	Wilkie
Gunderson	Langley	Peterson	Winge
Hartil	Larson	Poyzer	Winkjer
Haugland	Laske	Rau	Mr. Speaker

Those voting in the negative were:

Freborg	Jaeger	Stoltenow	Vander Vorst
Hausauer, A.			

Absent and not voting:

Atkinson	Murphy	Stone	Weber
Gengler			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. J. L. Raile, and Rep. Raile was thereupon introduced to the House.

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2052
Senate Bill No. 2064

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1060
House Bill No. 1107
House Bill No. 1113
House Bill No. 1122
House Bill No. 1146
House Bill No. 1154
House Bill No. 1158
House Bill No. 1169
House Bill No. 1244
House Bill No. 1246
House Bill No. 1269
House Bill No. 1274

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2044
Senate Bill No. 2046
Senate Bill No. 2066
Senate Bill No. 2130
Senate Bill No. 2146
Senate Bill No. 2150
Senate Bill No. 2156
Senate Bill No. 2198
Senate Bill No. 2205
Senate Bill No. 2221
Senate Bill No. 2244
Senate Bill No. 2252
Senate Concurrent Resolution No. 4018

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Concurrent Resolution No. 3031
House Concurrent Resolution No. 3033
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1238. A Bill for an Act relating to unauthorized insurance, classifying transactions constituting doing an insurance business, subjecting those insurers and their agents to the jurisdiction and regulation of the commissioner of insurance, providing for the issuance of process and jurisdiction of court proceedings, providing for reciprocal enforcement, and defining violations 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, 95; nays, 0; absent and not voting 7.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hensrud	Leibhan	Royse
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Livingston	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scotfield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gronneberg	LaGrave	Peterson	Welder
Grubb	Lang	Poyzer	Winge
Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker
Haugland	Laske	Reimers	

Absent and not voting:

Atkinson	Hendrickson	Murphy	Wilkie
Gengler	Lodoen	Stone	

So the bill passed and the title was agreed to.

House Bill No. 1258. A Bill for an Act to provide for a three day recession period on door-to-door sales; 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, 93; nays, 3; absent and not voting 6.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Reimers
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Backes	Hensrud	Leibhan	Rice
Backlin	Hentges	Linderman	Rivinius
Bassingthwaite	Herman	Livingston	Royse
Berg	Hickle	Lodoen	Rued
Bridston	Hildebrand	Lundene	Rundle
Christensen, H.	Hilleboe	McGauvran	Schindler
Christensen, R.	Jacob	Marsden	Scofield
Dick	Jacobson	Martinson	Solberg
Dornacker	Jenkins	Matheny	Stoltenow
Dotzenrod	Johnson, H.	Mertens	Streibel
Eagles	Johnson, K.	Metzger	Strinden
Erickson	Kermott	Meyer	Thorsgard
Fleming	Kingsbury	Miedema	Timm
Freborg	Kloubec	Nermyr	Tjunjum
Froeber	Knudson	Olin	Tweten
Gackle	Kretschmar	Olson	Vander Vorst
Ganser	LaGrave	Opedahl	Wagner
Garnas	Lang	Orange	Watkins
Gronneberg	Langley	Peterson	Weber
Gunderson	Larson	Poyzer	Winge
Harti	Laske	Rau	Winkjer
Haugland	Laughlin	Raymond	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:
 Grubb Jaeger Welder

Absent and not voting:
 Atkinson Hendrickson Stone Wilkie
 Gengler Murphy

So the bill passed and the title was agreed to.

House Bill No. 1278. A Bill for an Act to create and enact section 10-04-06.1 of the North Dakota Century Code, relating to suspension and revocation of exemptions; to amend and reenact subsection 12 of section 10-04-02 of the North Dakota Century Code, relating to the definition of security; to amend and reenact subsection 6 of section 10-04-05 of the 1971 Supplement to the North Dakota Century Code, relating to the exemption of certain securities from registration; to amend and reenact subsections 3, 4, 6, 8, and 9 of section 10-04-06 of the 1971 Supplement to the North Dakota Century Code, relating to certain transactional exemptions from registration; to amend and reenact subsections 2 and 3 of section 10-04-07.1 of the 1971 Supplement to the North Dakota Century Code, relating to registration by announcement; and to repeal all of the language following subsection 12 of section 10-04-06 of the 1971 Supplement to the North Dakota Century Code, relating to suspension and revocation of transactional 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, 95; nays, 0; absent and not voting 7.

Those voting in the affirmative were:

Austin	Haugland	Laughlin	Reimers
Backes	Hausauer, A.	Lee	Rice
Backlin	Hausauer, L.	Leibhan	Rivinius
Bassingthwaite	Hensrud	Linderman	Royse
Berg	Hentges	Livingston	Rued
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scofield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden

Eagles	Jaeger	Mertens	Thorsgard
Erickson	Jenkins	Metzger	Timm
Fleming	Johnson, H.	Meyer	Tinjum
Freborg	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Welder
Gronneberg	Lang	Peterson	Winge
Grubb	Langley	Poyzer	Winkjer
Gunderson	Larson	Rau	Mr. Speaker
Hartl	Laske	Raymond	

Absent and not voting:

Atkinson	LaGrave	Rundle	Wilkie
Hendrickson	Murphy	Stone	

So the bill passed and the title was agreed to.

House Bill No. 1279. A Bill for an Act to amend and reenact section 10-04-16 of the North Dakota Century Code, relating to orders, injunctions, and prosecutions for violations of Securities 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, 96; nays, 1; absent and not voting 5.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Reimers
Backes	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hensrud	Linderman	Royse
Berg	Hentges	Livingston	Rued
Bridston	Herman	Lodoen	Rundle
Christensen, H.	Hickle	Lundene	Schindler
Christensen, R.	Hildebrand	McGauvran	Scofield
Dick	Hilleboe	Marsden	Solberg
Dotzenrod	Jacob	Martinson	Stoltenow
Eagles	Jacobson	Matheny	Streibel
Erickson	Jenkins	Mertens	Strinden
Fleming	Johnson, H.	Metzger	Thorsgard
Freborg	Johnson, K.	Meyer	Timm
Froeber	Kermott	Miedema	Tinjum
Gackle	Kingsbury	Nermyr	Tweten
Ganser	Kloubec	Olin	Vander Vorst
Garnas	Knudson	Olson	Wagner
Gengler	Kretschmar	Opedahl	Watkins
Gronneberg	LaGrave	Orange	Weber
Grubb	Lang	Peterson	Welder
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Rau	Winkjer
Haugland	Laske	Raymond	Mr. Speaker

Those voting in the negative were:

Jaeger

Absent and not voting:

Atkinson	Murphy	Stone	Wilkie
Dornacker			

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 2084. A Bill for an Act to repeal section 16-04-08 of the North Dakota Century Code, relating to filling vacancies in party primary election 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, 95; nays, 0; absent and not voting 7.

Those voting in the affirmative were:

Austin	Hausauer, L.	Laughlin	Reimers
Backes	Hendrickson	Lee	Rice
Backlin	Hensrud	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Hilleboe	McGauvran	Scofield
Dotzenrod	Jacob	Marsden	Solberg
Eagles	Jacobson	Martinson	Stoltenow
Erickson	Jaeger	Matheny	Streibel
Fleming	Jenkins	Mertens	Strinden
Freborg	Johnson, H.	Metzger	Thorsgard
Froeber	Johnson, K.	Meyer	Timm
Gackle	Kermott	Miedema	Tinjum
Ganser	Kingsbury	Nermyr	Vander Vorst
Garnas	Kloubec	Olin	Wagner
Gengler	Knudson	Olson	Watkins
Gronneberg	Kretschmar	Opedahl	Weber
Grubb	LaGrave	Orange	Welder
Gunderson	Lang	Peterson	Winge
Hartl	Langley	Poyzer	Winkjer
Haugland	Larson	Rau	Mr. Speaker
Hausauer, A.	Laske	Raymond	

Absent and not voting:

Atkinson	Dornacker	Stone	Wilkie
Dick	Murphy	Tweten	

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1098. A Bill for an Act to create and enact section 44-08-04.1, relating to per diem allowance for long term travel status; to amend and reenact sections 44-08-04 and 44-08-05 of the North Dakota Century Code, relating to expenses and allowances for state officials and employees while performing duties away from their normal working and living residence; providing a penalty; 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, 97; nays, 0; absent and not voting 5.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Hilleboe	McGauvran	Scofield
Dick	Jacob	Marsden	Solberg
Dornacker	Jacobson	Martinson	Stoltenow
Dotzenrod	Jaeger	Matheny	Streibel
Eagles	Jenkins	Mertens	Strinden
Erickson	Johnson, H.	Metzger	Thorsgard
Fleming	Johnson, K.	Meyer	Timm
Freborg	Kermott	Miedema	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner

Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Orange	Weber
Gronneberg	Lang	Peterson	Welder
Grubb	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Atkinson	Hensrud	Murphy	Stone
Backes			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1150. A Bill for an Act making an appropriation to provide for the preparation, printing, and distribution of the North Dakota blue book.

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 8.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Livingston	Rundle
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	Lundene	Scofield
Christensen, R.	Hilleboe	McGauvran	Solberg
Dick	Jacob	Marsden	Stoltenow
Dotzenrod	Jacobson	Martinson	Streibel
Eagles	Jaeger	Matheny	Strinden
Erickson	Jenkins	Mertens	Thorsgard
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Nermyr	Tweten
Gackle	Kingsbury	Olin	Vander Vorst
Ganser	Kloubec	Opedahl	Wagner
Garnas	Knudson	Orange	Watkins
Gengler	Kretschmar	Peterson	Weber
Gronneberg	LaGrave	Poyzer	Welder
Grubb	Lang	Rau	Wilkie
Gunderson	Langley	Raymond	Winge
Hartl	Larson	Reimers	Winkjer
Haugland	Laughlin	Rice	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Olson

Absent and not voting:

Atkinson	Dornacker	Laske	Murphy
Backes	Hensrud	Metzger	Stone

So the bill passed and the title was agreed to.

House Bill No. 1178. A Bill for an Act making an appropriation for the completion of an interpretive center at the Chateau de Mores, 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, 2; absent and not voting 6.

Those voting in the affirmative were:

Austin	Hausauer, L.	Leibhan	Rice
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Backlin	Hendrickson	Linderman	Rivinius
Bassingthwaite	Hensrud	Livingston	Royse
Berg	Hentges	Lodoen	Rued
Bridston	Herman	Lundene	Rundle
Christensen, H.	Hickle	McGauvran	Schindler
Christensen, R.	Hildebrand	Marsden	Scotfield
Dick	Hilleboe	Martinson	Solberg
Dotzenrod	Jacob	Matheny	Stoltenow
Eagles	Jacobson	Mertens	Streibel
Erickson	Jenkins	Metzger	Strinden
Fleming	Johnson, H.	Meyer	Thorsgard
Freborg	Johnson, K.	Miedema	Timm
Froeber	Kermott	Nermyr	Tinjum
Gackle	Kloubec	Olin	Tweten
Ganser	Knudson	Olson	Vander Vorst
Garnas	Kretschmar	Opedahl	Wagner
Gengler	LaGrave	Orange	Watkins
Gronneberg	Lang	Peterson	Weber
Grubb	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker
Hausauer, A.	Lee		

Those voting in the negative were:

Jaeger Kingsbury

Absent and not voting:

Atkinson Dornacker Stone Welder
Backes Murphy

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1253. A Bill for an Act authorizing the director of institutions to convey certain state land under the control and management of the Grafton state school to Grafton post no. 41 of the North Dakota department of the American legion.

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, 11; absent and not voting 6.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Raymond
Backes	Hensrud	Leibhan	Reimers
Backlin	Hickle	Linderman	Rice
Bassingthwaite	Hildebrand	Livingston	Rivinius
Berg	Hilleboe	Lodoen	Rued
Bridston	Jacob	Lundene	Rundle
Christensen, R.	Jacobson	McGauvran	Schindler
Dick	Jaeger	Marsden	Scotfield
Dornacker	Jenkins	Martinson	Solberg
Dotzenrod	Johnson, H.	Mertens	Stoltenow
Eagles	Johnson, K.	Metzger	Streibel
Erickson	Kermott	Meyer	Strinden
Fleming	Kingsbury	Miedema	Thorsgard
Freborg	Kloubec	Nermyr	Timm
Froeber	Knudson	Olin	Tinjum
Gackle	Kretschmar	Olson	Vander Vorst
Ganser	LaGrave	Opedahl	Wagner
Garnas	Lang	Orange	Watkins
Gengler	Langley	Peterson	Winge
Gronneberg	Larson	Poyzer	Winkjer
Grubb	Laske	Rau	Mr. Speaker
Haugland			

Those voting in the negative were:

Christensen, H. Hausauer, A. Herman Weber

Gunderson	Hendrickson	Royse	Wilkie
Hartl	Hentges	Tweten	
Absent and not voting:			
Atkinson	Matheny	Stone	Welder
Laughlin	Murphy		

So the bill passed and the title was agreed to.

House Bill No. 1281. A Bill for an Act to amend and reenact sections 16-17-10 and 16-17-15 of the North Dakota Century Code, relating to adding a vice chairwoman as an officer of the district and state committees.

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, 1; absent and not voting 4.

Those voting in the affirmative were:

Austin	Hausauer, L.	Laughlin	Reimers
Backes	Hendrickson	Lee	Rice
Backlin	Hensrud	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Hilleboe	McGauvran	Scofield
Dick	Jacob	Marsden	Solberg
Dornacker	Jacobson	Martinson	Stoltenow
Dotzenrod	Jaeger	Matheny	Streibel
Eagles	Jenkins	Mertens	Strinden
Erickson	Johnson, H.	Metzger	Thorsgard
Freborg	Johnson, K.	Meyer	Timm
Froeber	Kermott	Miedema	Tinjum
Gackle	Kingsbury	Nermyr	Tweten
Ganser	Kloubec	Olin	Vander Vorst
Garnas	Knudson	Olson	Wagner
Gengler	Kretschmar	Opedahl	Watkins
Gronneberg	LaGrave	Orange	Weber
Grubb	Lang	Peterson	Wilkie
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Rau	Winkjer
Haugland	Laske	Raymond	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Fleming

Absent and not voting:

Atkinson	Murphy	Stone	Welder
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So the bill passed and the title was agreed to.

House Bill No. 1328. A Bill for an Act to amend and reenact section 12-46-04 of the North Dakota Century Code, relating to appointment and removal of officers at the state training school.

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 5.

Those voting in the affirmative were:

Austin	Hausauer, L.	Laughlin	Reimers
Backes	Hendrickson	Lee	Rice
Backlin	Hensrud	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler

Christensen, R.	Hilleboe	McGauvran	Scotfield
Dick	Jacob	Marsden	Solberg
Dotzenrod	Jacobson	Martinson	Stoltenow
Eagles	Jaeger	Matheny	Streibel
Erickson	Jenkins	Mertens	Strinden
Fleming	Johnson, H.	Metzger	Thorsgard
Freborg	Johnson, K.	Meyer	Timm
Froeber	Kermott	Miedema	Tinjum
Gackle	Kingsbury	Nermyr	Tweten
Ganser	Kloubec	Olin	Vander Vorst
Garnas	Knudson	Olson	Wagner
Gengler	Kretschmar	Opedahl	Watkins
Gronneberg	LaGrave	Orange	Weber
Grubb	Lang	Peterson	Wilkie
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Rau	Winkjer
Haugland	Laske	Raymond	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Atkinson	Murphy	Stone	Welder
Dornacker			

So the bill passed and the title was agreed to.

House Bill No. 1422. A Bill for an Act to amend and reenact section 44-08-04 of the North Dakota Century Code, relating to state and political subdivision employee expense payments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting 3.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scotfield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jaeger	Mertens	Thorsgard
Erickson	Jenkins	Metzger	Timm
Fleming	Johnson, H.	Meyer	Tinjum
Freborg	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Peterson	Wilkie
Grubb	Lang	Poyzer	Winge
Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker
Haugland	Laske	Reimers	

Absent and not voting:

Atkinson	Murphy	Stone
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So the bill passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3021. A Concurrent Resolution to amend and reenact sections 56 and 67 of the Constitution of the State of North Dakota, relating to flexible sessions of the legis-

lative assembly; and to repeal sections 55 and 60 of the Constitution of the State of North Dakota, relating to the sessions and procedures of the legislative assembly.

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, 71; nays, 28; absent and not voting 3.

Those voting in the affirmative were:

Austin	Hensrud	Laske	Rice
Bassingthwaite	Hentges	Lee	Royse
Berg	Herman	Linderman	Rued
Bridston	Hickle	Lodoen	Schindler
Christensen, R.	Hildebrand	Marsden	Scotfield
Dick	Hilleboe	Martinson	Solberg
Dotzenrod	Jacob	Mertens	Stoltenow
Eagles	Jacobson	Metzger	Streibel
Erickson	Jenkins	Miedema	Strinden
Fleming	Johnson, H.	Nermyr	Thorsgard
Froeber	Kermott	Olin	Timm
Ganser	Kloubec	Olson	Tinjum
Garnas	Knudson	Opedahl	Wagner
Gunderson	Kretschmar	Orange	Watkins
Hartl	LaGrave	Peterson	Winge
Haugland	Lang	Poyzer	Winkjer
Hausauer, L.	Langley	Rau	Mr. Speaker
Hendrickson	Larson	Reimers	

Those voting in the negative were:

Backes	Gronneberg	Leibhan	Rivinius
Backlin	Grubb	Livingston	Rundle
Christensen, H.	Hausauer, A.	Lundene	Tweten
Dornacker	Jaeger	McGauvran	Vander Vorst
Freborg	Johnson, K.	Matheny	Weber
Gackle	Kingsbury	Meyer	Welder
Gengler	Laughlin	Raymond	Wilkie

Absent and not voting:

Atkinson	Murphy	Stone
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So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3028. A Concurrent Resolution urging the Director of Institutions to compare heating with lignite coal to heating with other fuels, and to urge the state agencies and departments controlling various state buildings and institutions, particularly the State Board of Higher Education and the Director of Institutions, to carefully consider returning to lignite coal as a primary heating fuel.

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 BILL

Senate Bill No. 2134. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, relating to expense allowances of members of the legislative assembly, 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, 29; absent and not voting 3.

Those voting in the affirmative were:

Austin	Hendrickson	Laske	Raymond
Backes	Hensrud	Lee	Reimers
Backlin	Hentges	Linderman	Rice

Berg	Herman	Lodoen	Rivinius
Bridston	Hildebrand	Lundene	Royse
Christensen, H.	Hilleboe	McGauvran	Rued
Dick	Jacob	Marsden	Schindler
Dornacker	Jacobson	Mertens	Solberg
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Miedema	Strinden
Erickson	Kermott	Nermyr	Timm
Fleming	Kloubec	Olson	Tinjum
Froeber	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Wilkie
Gengler	Lang	Poyzer	Winge
Grubb	Langley	Rau	Mr. Speaker
Hausauer, L.	Larson		

Those voting in the negative were:

Bassingthwaite	Hausauer, A.	Livingston	Stoltenow
Christensen, R.	Hick	Martinson	Thorsgard
Freborg	Jaeger	Matheny	Tweten
Gackle	Johnson, K.	Meyer	Vander Vorst
Gronneberg	Kingsbury	Olin	Weber
Gunderson	Laughlin	Rundle	Welder
Hartl	Leibhan	Scofield	Winkjer
Haugland			

Absent and not voting:

Atkinson	Murphy	Stone
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1159 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21, after the word "payments" and before the period insert the following:

"for each such nonresident student"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Watkins 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. 1166 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 4, delete the word "Schools" and insert in lieu thereof the words:

"In addition to the other provisions of this act, schools" and also on line 3, delete the comma after the word "domiciled"

On page 3, line 3, delete the comma after the word "business"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

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

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, January 26, 1973, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2086. A Bill for an Act to create and enact subsection 13 to section 15-10-17 of the North Dakota Century Code, granting the state board of higher education power to establish an alternate retirement program.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2127. A Bill for an Act to amend and reenact subsection 1 of section 15-34.1-03 of the North Dakota Century Code, relating to school attendance.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2153. A Bill for an Act making 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. 2171. A Bill for an Act to create and enact a new section of chapter 52-10 of the North Dakota Century Code, relating to authorization to exclude from social security coverage, under Section 218 of the Act, service performed in the employ of a public school, college, or university by certain students.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2179. A Bill for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code, relating to residency determination in child placement cases.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2204. A Bill for an Act to amend and reenact sections 24-01-13 and 49-18-45 of the North Dakota Century Code, relating to enforcement activities of appointees of the commissioner of the state highway department.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2206. A Bill for an Act to repeal chapter 80 of the 1957 Session Laws, providing an appropriation for grasshopper control.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2225. A Bill for an Act to amend and reenact section 54-03-02 of the North Dakota Century Code, relating to the convening date of the legislative assembly.

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

Senate Bill No. 2229. A Bill for an Act authorizing the state board of higher education to sell and transfer certain land owned by the state of North Dakota for the use and benefit of the Hettinger sub-station of the North Dakota agricultural college of the state of North Dakota to the Hettinger municipal airport authority and appropriating the proceeds of sale to the state board of higher education for the purpose of acquiring other land.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2238. A Bill for an Act authorizing the state board of higher education to sell and transfer certain land, appropriating the proceeds of such sale to the state board of higher education for the purpose for which the land was originally received, and declaring an emergency.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2261. A Bill for an Act to create and enact sections 8-10-07.2 and 8-10-07.3 of the North Dakota Century Code, relating to the criminal offense of making, selling, or possessing a device to be used for fraudulently obtaining telecommunication services, and to the criminal offense of publishing a credit card number or code with intent or belief that it will be used to avoid lawful telecommunication charges, and providing penalties.

Which was read the first time and referred to the Committee on Judiciary.

The House stood recessed until 12:30 p.m., Friday, January 26, 1973, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

**EIGHTEENTH DAY AFTER RECESS AND
NINETEENTH DAY**

Bismarck, January 26, 1973

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MOTIONS

Rep. Lang moved that House Bill No. 1365 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Lang moved that House Bill No. 1365 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Dornacker moved that the House reconsider its action by which House Bill No. 1217 was passed, which motion prevailed.

Rep. Dornacker moved that House Bill No. 1217 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Atkinson moved that House Bill No. 1268 be returned to the House from the Committee on State and Federal Government, which motion prevailed.

Rep. Atkinson requested permission to withdraw House Bill No. 1268. There being no objection, it was so ordered by the Speaker.

POINT OF PERSONAL PRIVILEGE

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

"I wish to have my remarks recorded in the Journal.

"I voted for Senate Bill No. 2134, the pay increase relating to expense allowances of members of the Legislative Assembly, mainly because I wanted those representatives with lower incomes to live in more improved quarters as well as help to offset the loss of their income during the Legislative Sessions. It was pointed out to me and the new Republican legislators from the Fifth District before the session started that some of the legislators had to live in places with low rates.

"We seemed to think those people wanted the increase to pass, but I see by the House Journal that they really did not want to vote for the increase to move to a rich man's quarters."

MOTION

Rep. Rice moved that the House reconsider its action by which Senate Bill No. 2134 was passed, which motion failed.

REPORTS OF PROCEDURAL COMMITTEES

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

House Bill No. 1118

House Bill No. 1324

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Representative Jacobson 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. 1134

And find the same correctly re-engrossed.

REP. MIEDEMA, Chairman

Representative Jacobson moved that the report be adopted, which motion prevailed, and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Herman has moved that the amendments to House Bill No. 1215 as recommended by the Committee on Transportation as printed on page 342 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1118. A Bill for an Act to amend and reenact section 5-02-01 of the North Dakota Century Code, relating to the issuance of licenses for the retail sale of alcoholic beverages and duties 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, 21; nays, 75; absent and not voting 6.

Those voting in the affirmative were:

Backes	Gronneberg	Lundene	Solberg
Christensen, H.	Hendrickson	Matheny	Weber
Dotzenrod	Johnson, K.	Meyer	Wilkie
Fleming	Knudson	Orange	Winge
Gackle	Laughlin	Poyzer	Mr. Speaker
Garnas			

Those voting in the negative were:

Atkinson	Hensrud	Laske	Rice
Austin	Hentges	Lee	Rivinius
Backlin	Herman	Leibhan	Royse
Bassingthwaite	Hickle	Linderman	Rued
Berg	Hildebrand	Lodoen	Rundle
Bridston	Hilleboe	McGauvran	Schindler
Christensen, R.	Jacob	Marsden	Scofield
Dick	Jacobson	Martinson	Stoltenow
Dornacker	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Miedema	Timm
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kingsbury	Olin	Tweten
Ganser	Kloubec	Olson	Vander Vorst
Gengler	Kretschmar	Opedahl	Wagner
Gunderson	LaGrave	Peterson	Watkins
Hartl	Lang	Rau	Welder
Haugland	Langley	Raymond	Winkjer
Hausauer, A.	Larson	Reimers	

Absent and not voting:

Grubb	Livingson	Stone	Thorsgard
Hausauer, L.	Murphy		

So the bill lost.

House Bill No. 1127. A Bill for an Act to create and enact section 4-13-10.1 of the North Dakota Century Code, relating to the bonding of poultry dealers.

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 7.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Laske	Rice
Austin	Hendrickson	Laughlin	Rivinius
Backes	Hensrud	Lee	Royse
Backlin	Hentges	Leibhan	Rued
Bassingthwaite	Herman	Linderman	Rundle
Berg	Hickle	Lodoen	Schindler
Bridston	Hildebrand	Lundene	Scofield
Christensen, H.	Hilleboe	McGauvran	Solberg
Christensen, R.	Jacob	Marsden	Stoltenow
Dick	Jacobson	Martinson	Streibel
Dornacker	Jaeger	Matheny	Strinden
Dotzenrod	Jenkins	Mertens	Timm
Erickson	Johnson, H.	Metzger	Tinjum
Fleming	Johnson, K.	Meyer	Tweten
Freborg	Kermott	Miedema	Vander Vorst
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olin	Watkins
Ganser	Knudson	Olson	Weber
Garnas	Kretschmar	Opedahl	Welder
Gronneberg	LaGrave	Peterson	Wilkie
Gunderson	Lang	Rau	Winge
Haugland	Langley	Raymond	Winkjer
Hausauer, A.	Larson	Reimers	Mr. Speaker

Those voting in the negative were:

Gengler	Hartl	Poyzer
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Absent and not voting:

Eagles	Livingston	Orange	Thorsgard
Grubb	Murphy	Stone	

So the bill passed and the title was agreed to.

House Bill No. 1134. A Bill for an Act to provide a new award for the North Dakota national guard.

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 6.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Reimers
Austin	Hausauer, A.	Laske	Rice
Backes	Hausauer, L.	Laughlin	Rivinius
Backlin	Hendrickson	Lee	Royse
Bassingthwaite	Hensrud	Leibhan	Rued
Berg	Hentges	Linderman	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scofield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jaeger	Mertens	Timm
Erickson	Jenkins	Metzger	Tinjum
Fleming	Johnson, H.	Meyer	Tweten
Freborg	Johnson, K.	Miedema	Vander Vorst
Froeber	Kermott	Nermyr	Wagner
Gackle	Kingsbury	Olin	Watkins
Ganser	Kloubec	Olson	Weber
Garnas	Knudson	Opedahl	Welder
Gengler	Kretschmar	Peterson	Wilkie
Gronneberg	LaGrave	Poyzer	Winge
Gunderson	Lang	Rau	Winkjer
Hartl	Langley	Raymond	Mr. Speaker

Absent and not voting:

Grubb	Murphy	Stone	Thorsgard
Livingston	Orange		

So the bill passed and the title was agreed to.

House Bill No. 1140. A Bill for an Act to amend and reenact sections 15-45-01 and 15-45-04 of the North Dakota Century Code, relating to establishing kindergartens.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 62; absent and not voting 4.

Those voting in the affirmative were:

Backes	Hentges	LaGrave	Streibel
Bassingthwaite	Herman	Larson	Strinden
Eagles	Hildebrand	Laske	Timm
Erickson	Jacob	Leibhan	Tinjum
Fleming	Jacobson	Linderman	Watkins
Froeber	Kermott	Lundene	Weber
Garnas	Kloubec	Opedahl	Wilkie
Gengler	Knudson	Rice	Winge
Hendrickson	Kretschmar	Royle	Mr. Speaker

Those voting in the negative were:

Atkinson	Haugland	McGauvran	Raymond
Austin	Hausauer, A.	Marsden	Reimers
Backlin	Hausauer, L.	Martinson	Rivinius
Berg	Hensrud	Matheny	Rued
Bridston	Hickle	Mertens	Rundle
Christensen, H.	Hilleboe	Metzger	Schindler
Christensen, R.	Jaeger	Meyer	Scofield
Dick	Jenkins	Miedema	Solberg
Dornacker	Johnson, H.	Nermyr	Stoltenow
Dotzenrod	Johnson, K.	Olin	Thorsgard
Freborg	Kingsbury	Olson	Tweten
Gackle	Lang	Orange	Vander Vorst
Ganser	Langley	Peterson	Wagner
Gronneberg	Laughlin	Poyzer	Welder
Gunderson	Lee	Rau	Winkjer
Hartl	Lodoen		

Absent and not voting:

Grubb	Livingston	Murphy	Stone
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So the bill lost.

House Bill No. 1155. A Bill for an Act to amend and reenact section 39-04-10 of the North Dakota Century Code, relating to the registration of motor vehicles owned by amateur radio station operators.

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 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Linderman	Rued
Backlin	Hensrud	Lodoen	Rundle
Bassingthwaite	Hentges	Lundene	Schindler
Berg	Hickle	McGauvran	Scofield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Streibel
Dick	Jacobson	Mertens	Strinden

Dornacker	Jaeger	Metzger	Thorsgard
Dotzenrod	Jenkins	Meyer	Timm
Eagles	Johnson, H.	Miedema	Tinjum
Erickson	Johnson, K.	Nermyr	Tweten
Fleming	Kermott	Olin	Vander Vorst
Freborg	Kingsbury	Olson	Wagner
Froeber	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Gunderson	Langley	Raymond	Winkjer
Hartl	Larson	Reimers	Mr. Speaker
Haugland	Laughlin	Rice	

Absent and not voting:

Gackle	Herman	Livingston	Stone
Grubb	Laske	Murphy	

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. 1014 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21, delete the numerals "47,500" and insert in lieu thereof the numerals "52,500"

On page 1, line 24, delete the numerals "40,000" and insert in lieu thereof the numerals "35,000"

On page 2, line 6, delete the numerals "17,000" and insert in lieu thereof the numerals "34,000"

On page 2 delete line 13

On page 2, line 15, delete the numerals "3,976,404" and insert in lieu thereof the numerals "3,646,404"

On page 2, line 22, delete the "." and insert in lieu thereof the numerals "72,600"

On page 2 delete lines 23 through 30

On page 3, line 1, delete the numerals "91,964" and insert in lieu thereof the numerals "123,070"

On page 3, line 2, delete the numerals "62,800" and insert in lieu thereof the numerals "51,575"

On page 3, after line 6 insert the following line item: "Grant for Hahn's Bay Lake Metigoshe Forest Service Project 34,180"

On page 3, line 7, delete the numerals "5,481,664" and insert in lieu thereof the numerals "5,535,725"

On page 3, line 10, delete the numerals "1,221,638" and insert in lieu thereof the numerals "1,275,699"

On page 3, line 12, delete the numerals "10,388,042" and insert in lieu thereof the numerals "10,442,103"

And renumber the lines accordingly.

And when so amended recommends the same do pass.
Statement of the Purpose of the Amendment:

The intent of the amendment for the Soil Conservation Committee and Districts is to transfer \$5,000 from grants, benefits and claims to fees and services to provide for increased costs of travel allowances.

The intent of the amendment to the Game and Fish Department is to correct an error in the original bill and to not fund the Killdeer mountain land project.

The intent of the amendment to the State Park Service is to combine lines 23 through 30 in one figure so that they are not bound to spend according to the individual line items.

The purpose of the amendment to the State Outdoor Recreation Agency is to purchase the primitive forest area with matching federal funds.

REP. REIMERS, Chairman

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

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1108 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 2 delete the words "commissioner districts" and insert in lieu thereof the word "commissioners"

On page 2, line 4 delete the words "commissioner districts" and insert in lieu thereof the word "commissioners"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LANG, Chairman

Rep. A. Hausauer 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. 1188 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, 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. 1251 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

Rep. Herman moved that the report be adopted.

Rep. Gengler moved a substitute motion that House Bill No. 1251 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Herman to adopt the Committee Report on House Bill No. 1251, which motion prevailed.

House Bill No. 1251 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1257 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Timm 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. 1270 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16 place beginning triple parentheses before the word "therefor"

On page 1, line 17 place ending triple parentheses after the word "cents"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LANG, Chairman

Rep. Lodoen 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. 1272 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Hendrickson 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. 1273 has had the same under consideration and recommends that the same do pass.

Rep. Lang
Rep. Hildebrand
Rep. Austin
Rep. A. Hausauer
Rep. Jacobson
Rep. Kermott
Rep. Kloubec
Rep. Linderman
Rep. Lodoen
Rep. Meyer
Rep. Royse
Rep. Strinden
Rep. Tinjum

REP. LANG, Chairman

Rep. Strinden moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Political Subdivisions to whom was referred House Bill No. 1273 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Rundle

REP. LANG, Chairman

Rep. Rundle 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. Strinden to adopt the Committee Report on House Bill No. 1273, which motion prevailed.

House Bill No. 1273 was placed on the calendar.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1276 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Orange 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. 1277 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. 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 House Bill No. 1285 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Scofield 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. 1286 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

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

House Bill No. 1286 was indefinitely postponed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1291 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 House Bill No. 1292 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Bill No. 1292 was indefinitely postponed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1294 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

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

House Bill No. 1294 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1299 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

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

House Bill No. 1299 was indefinitely postponed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1309 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Vander Vorst 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. 1325 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 Appropriations to whom was referred Senate Bill No. 2039 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 Natural Resources to whom was referred Senate Bill No. 2056 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Winkjer 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. 2065 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. 2094 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. A. Hausauer 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. 2114 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2 of the Engrossed bill, delete the following: "hour meters on tachometers or"

On page 1, line 3, delete the following: "other hour recorders"

On page 1, line 9 delete the following: " HOUR METERS ON TACHOMETERS OR OTHER HOUR RECORDERS"

On page 1, line 11, delete the comma after the word "recorder"

On page 1, line 12, delete the following: "hour meter on tachometer or other hour recorder"

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.

SECOND READING OF A HOUSE BILL

House Bill No. 1234. A Bill for an Act to amend and reenact section 39-20-13 of the North Dakota Century Code, relating to the release of the results of examinations of blood specimens by the state toxicologist, and delaring 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, 52; nays, 45; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Garnas	Knudson	Rau
Austin	Gronneberg	Lang	Royse
Backlin	Gunderson	Laske	Rued
Berg	Haugland	Laughlin	Scofield
Christensen, H.	Hendrickson	Leibhan	Solberg
Christensen, R.	Hensrud	Linderman	Stoltenow
Dick	Hentges	Lundene	Streibel
Dotzenrod	Herman	Marsden	Strinden
Eagles	Hildebrand	Martinson	Tweten
Erickson	Jacob	Nermyr	Vander Vorst
Freborg	Jenkins	Olin	Watkins
Gackle	Kermott	Olson	Weber
Ganser	Kloubec	Poyzer	Mr. Speaker

Those voting in the negative were:

Backes	Jacobson	McGauvran	Rivinius
Bassingthwaite	Jaeger	Matheny	Rundle
Bridston	Johnson, H.	Mertens	Schindler
Dornacker	Johnson, K.	Metzger	Thorsgard
Fleming	Kingsbury	Meyer	Timm
Froeber	Kretschmar	Miedema	Tinjum
Gengler	LaGrave	Opedahl	Wagner
Hartil	Langley	Peterson	Welder
Hausauer, A.	Larson	Raymond	Wilkie
Hausauer, L.	Lee	Reimers	Winge

Hickle	Lodoen	Rice	Winkjer
Hilleboe			
Absent and not voting:			
Grubb	Murphy	Orange	Stone
Livingston			

So the bill passed and the title was agreed to, but the emergency clause failed.

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

NINETEENTH DAY

Bismarck, January 26, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Fr. Edwin Wehner, Cathedral of the Holy Spirit, Bismarck.

Roll was taken and all members were present except Reps. Grubb, Livingston, Murphy, Orange and Stone.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Seventeenth Day After Recess and Eighteenth Day, and recommends that the same be corrected as follows:

Page 357, line 45, following the word "line" delete the letter "3" and insert in lieu thereof the letter "4"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Solberg has moved that the amendments to House Bill No. 1017 as recommended by the Committee on Appropriations as printed on page 345 of the House Journal be adopted, which motion prevailed.

Rep. Watkins has moved that the amendments to House Bill No. 1159 as recommended by the Committee on Education as printed on page 357 of the House Journal be adopted, which motion prevailed.

Rep. Larson has moved that the amendments to House Bill No. 1166 as recommended by the Committee on Education as printed on page 357 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1250. A Bill for an Act relating to the rights of parties under oil and gas leases and remedies available to such parties, and to provide for a presumption of drainage of oil or gas under certain circumstances.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 8; absent and not voting 12.

Those voting in the affirmative were:

Atkinson	Herman	Lee	Rice
Austin	Hickle	Linderman	Rivinius
Bassingthwaite	Hildebrand	Lodoen	Royse
Berg	Hilleboe	Lundene	Rued
Bridston	Jacob	McGauvran	Rundle
Christensen, R.	Jacobson	Marsden	Schindler

Dick	Jaeger	Martinson	Scofield
Dotzenrod	Jenkins	Matheny	Solberg
Erickson	Johnson, H.	Mertens	Stoltenow
Fleming	Johnson, K.	Meyer	Streibel
Freborg	Kermott	Miedema	Timm
Froeber	Kingsbury	Nermyr	Tinjum
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner
Gronneberg	Kretschmar	Opedahl	Weber
Gunderson	LaGrave	Orange	Welder
Hartl	Lang	Peterson	Wilkie
Haugland	Langley	Poyzer	Winge
Hausauer, L.	Larson	Rau	Winkjer
Hendrickson	Laske	Raymond	Mr. Speaker
Hentges	Laughlin		

Those voting in the negative were:

Dornacker	Garnas	Leibhan	Thorsgard
Eagles	Hausauer, A.	Metzger	Watkins

Absent and not voting:

Backes	Gengler	Livingston	Stone
Backlin	Grubb	Murphy	Strinden
Christensen, H.	Hensrud	Reimers	Twetén

So the bill passed and the title was agreed to.

House Bill No. 1252. A Bill for an Act to amend and reenact subsection 3 of section 39-06-17 of the North Dakota Century Code, relating to behind-the-wheel 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, 94; nays, 0; absent and not voting 8.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Reimers
Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Gunderson	Langley	Raymond	Mr. Speaker
Hartl	Larson		

Absent and not voting:

Grubb	Livingston	Peterson	Twetén
Hensrud	Murphy	Stone	Winkjer

So the bill passed and the title was agreed to.

House Bill No. 1260. A Bill for an Act to provide for the inclusion of the common name or address in all notices relating to real property which are required by 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, 91; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, L.	Leibhan	Royce
Backes	Hendrickson	Linderman	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hildebrand	McGauvran	Scofield
Bridston	Hilleboe	Marsden	Solberg
Christensen, H.	Jacob	Martinson	Stoltenow
Christensen, R.	Jacobson	Matheny	Streibel
Dick	Jaeger	Mertens	Strinden
Dotzenrod	Jenkins	Metzger	Thorsgard
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Nermyr	Vander Vorst
Freborg	Kingsbury	Olin	Wagner
Froeber	Kloubec	Olson	Watkins
Gackle	Knudson	Opedahl	Weber
Ganser	LaGrave	Orange	Welder
Garnas	Lang	Poyzer	Wilkie
Gengler	Langley	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Haugland	Laughlin	Rice	

Those voting in the negative were:

Hartl	Hickle	Kretschmar
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Absent and not voting:

Dornacker	Hensrud	Murphy	Stone
Grubb	Livingston	Peterson	Tweten

So the bill passed and the title was agreed to.

House Bill No. 1263. A Bill for an Act authorizing the director of institutions to lease certain land owned by the state of North Dakota to the park district of the city of Grafton for a period of twenty-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, 92; nays, 2; absent and not voting 8.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Reimers
Austin	Hausauer, L.	Laughlin	Rice
Backes	Hendrickson	Lee	Rivinius
Backlin	Hentges	Leibhan	Royce
Bassingthwaite	Herman	Linderman	Rued
Berg	Hickle	Lodoen	Rundle
Bridston	Hildebrand	Lundene	Schindler
Christensen, H.	Hilleboe	McGauvran	Scofield
Christensen, R.	Jacob	Marsden	Solberg
Dick	Jacobson	Martinson	Streibel
Dotzenrod	Jaeger	Matheny	Strinden
Eagles	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Timm
Fleming	Johnson, K.	Meyer	Tinjum
Froeber	Kermott	Miedema	Vander Vorst
Gackle	Kingsbury	Nermyr	Wagner
Ganser	Kloubec	Olin	Watkins
Garnas	Knudson	Olson	Weber
Gengler	Kretschmar	Opedahl	Welder

Gronneberg	LaGrave	Orange	Wilkie
Gunderson	Lang	Poyzer	Winge
Hartl	Langley	Rau	Winkjer
Haugland	Larson	Raymond	Mr. Speaker

Those voting in the negative were:
 Freborg Stoltenow

Absent and not voting:

Dornacker	Hensrud	Murphy	Stone
Grubb	Livingston	Peterson	Tweten

So the bill passed and the title was agreed to.

House Bill No. 1283. A Bill for an Act to amend and reenact section 11-13-13 of the North Dakota Century Code, relating to the fees charged by county auditors, and providing an exemption for certificates of taxes furnished county registers of deeds.

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, 1; absent and not voting 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Reimers
Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royce
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scotfield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Welder
Garnas	Kretschmar	Orange	Wilkie
Gengler	LaGrave	Peterson	Winge
Gronneberg	Lang	Poyzer	Winkjer
Gunderson	Langley	Rau	Mr. Speaker
Hartl	Larson	Raymond	

Those voting in the negative were:
 Weber

Absent and not voting:

Grubb	Livingston	Stone	Thorsgard
Hensrud	Murphy		

So the bill passed and the title was agreed to.

House Bill No. 1284. A Bill for an Act to provide that county registers of deeds notify county auditors, or send copies to them, of deeds, plats, and vacations of plats, streets, or roads at the time of filing.

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 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Reimers
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Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Poyzer	Winge
Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker
Absent and not voting:			
Grubb	Livingston	Stone	Thorsgard
Hensrud	Murphy		

So the bill passed and the title was agreed to.

House Bill No. 1324. A Bill for an Act to amend and reenact section 57-38-36 of the North Dakota Century Code, relating to the payment of income tax in quarterly installments.

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, 9; absent and not voting 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Leibhan	Royse
Bassingthwaite	Hendrickson	Linderman	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Streibel
Dornacker	Jacobson	Matheny	Strinden
Dotzenrod	Jenkins	Mertens	Tinjum
Eagles	Johnson, H.	Meyer	Tweten
Erickson	Johnson, K.	Miedema	Vander Vorst
Fleming	Kermott	Nermyr	Wagner
Freborg	Kingsbury	Olin	Watkins
Froeber	Kloubec	Olson	Weber
Gackle	Knudson	Opedahl	Welder
Ganser	Kretschmar	Orange	Wilkie
Garnas	LaGrave	Peterson	Winge
Gengler	Lang	Poyzer	Winkjer
Gronneberg	Larson	Rau	Mr. Speaker
Gunderson	Laske	Raymond	

Those voting in the negative were:

Backes	Jaeger	Metzger	Rued
Hartl	Langley	Rice	Timm
Hildebrand			

Absent and not voting:

Grubb	Livingston	Stone	Thorsgard
Hensrud	Murphy		

So the bill passed and the title was agreed to.

House Bill No. 1319. A Bill for an Act to provide for the leasing of certain state lands to the city of Dunseith for use as a golf course and for other recreational 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, 94; nays, 1; absent and not voting 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rice
Austin	Hausauer, L.	Lee	Rivinius
Backes	Hendrickson	Leibhan	Royce
Backlin	Hentges	Linderman	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Berg	Hickle	Lundene	Schindler
Bridston	Hildebrand	McGauvran	Scofield
Christensen, H.	Hilleboe	Marsden	Solberg
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Streibel
Dornacker	Jaeger	Mertens	Strinden
Dotzenrod	Jenkins	Metzger	Timm
Eagles	Johnson, H.	Meyer	Tinjum
Erickson	Johnson, K.	Miedema	Tweten
Fleming	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Poyzer	Winge
Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker
Haugland	Laske		

Those voting in the negative were:

Freborg

Absent and not voting:

Grubb	Livingston	Reimers	Thorsgard
Hensrud	Murphy	Stone	

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1010

House Bill No. 1072

House Bill No. 1104

House Bill No. 1109

House Bill No. 1120

House Bill No. 1126

House Bill No. 1144

House Bill No. 1148

House Concurrent Resolution No. 3015

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1018

House Bill No. 1024

House Bill No. 1047

House Bill No. 1056

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1106

House Bill No. 1115

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2016

Senate Bill No. 2079

Senate Bill No. 2081

Senate Bill No. 2108

Senate Bill No. 2201

Senate Bill No. 2210

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 of Business, and at the conclusion of the Thirteenth Order, the House stand recessed until 1:00 p.m., Monday, January 29, 1973, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2044. A Bill for an Act to create and enact section 12.1-31-03 of the North Dakota Century Code, relating to sale of tobacco to minors and use of tobacco by minors; providing a penalty; and providing an effective date.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2046. A Bill for an Act to create and enact section 12.1-01-05 of the North Dakota Century Code, providing that the state's criminal statutes shall have full force and effect within the territorial jurisdiction of home rule cities; and providing an effective date.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2066. A Bill for an Act to amend and reenact sections 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 the medical care provided under nonprofit medical service plans.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2130. A Bill for an Act to amend and reenact subsection 4 of section 49-18-01 of the North Dakota Century Code, relating to definitions of "agricultural carriers".

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2146. A Bill for an Act to authorize the state park service to lease the Lewis and Clark public use development area and the Fort Stevenson public use development area from the army corps of engineers for twenty-five years and to make these areas part of the state park system.

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

Senate Bill No. 2150. A Bill for an Act to amend and reenact section 6-01-04 of the North Dakota Century Code, relating to powers and duties of the state banking board and state credit union board.

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 amend and reenact section 39-04-06 of the North Dakota Century Code, relating to motor vehicle registration fees paid by NSF checks; providing for the cost of collection.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2198. A Bill for an Act to provide for an extension in the term of office of a member of the board of barber examiners; and to amend and reenact sections 43-04-04, 43-04-07, 43-04-34, and 43-04-42 of the North Dakota Century Code, relating to the board of barber examiners, compensation for the board, provision for re-examination of those who fail, and fees.

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 65-07-01 of the North Dakota Century Code, to include self-employed persons and members of volunteer organizations, and sections 65-07-02 and 65-07-03 of the North Dakota Century Code, redefining insurance, and section 65-07-04 of the North Dakota Century Code to include self-employed persons and members of volunteer organizations under benefits.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2221. A Bill for an Act to amend and reenact section 48-10-01 of the North Dakota Century Code, relating to the capitol grounds planning commission, and declaring an emergency.

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

Senate Bill No. 2244. A Bill for an Act to prohibit referral sales, multilevel sales distributorships, and chain sales schemes, and to provide penalties for such sales.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2252. A Bill for an Act to amend and reenact 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, and declaring an emergency.

Which was read the first time and referred to the Committee on Education.

Senate Concurrent Resolution No. 4018. A concurrent resolution urging the railroads serving North Dakota to use every means possible to provide an adequate number of boxcars and hopper cars in order that North Dakota farmers and grain shippers may market their products on a timely basis.

Which was read the first time and referred to the Committee on Agriculture.

Pursuant to Rep. Streibel's motion, the House stood recessed until 1:00 p.m., Monday, January 29, 1973.

ROY GILBREATH, Chief Clerk



NINETEENTH DAY AFTER RECESS AND
TWENTIETH DAY

Bismarck, January 29, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MOTIONS

Rep. Reimers moved that the House reconsider its action by which the Committee Report on House Bill No. 1014 was adopted, which motion prevailed.

Rep. Reimers moved that House Bill No. 1014 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Hentges moved that House Bill No. 1423 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. Hentges requested permission to withdraw House Bill No. 1423. There being no objection, it was so ordered by the Speaker.

Rep. Rau moved that House Bill No. 1424 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Rau requested permission to withdraw House Bill No. 1424. There being no objection, it was so ordered by the Speaker.

Rep. Timm moved that House Bill No. 1454 be returned to the House from the Committee on Industry, Business and Labor which motion prevailed.

Rep. Timm requested permission to withdraw House Bill No. 1454. There being no objection, it was so ordered by the Speaker.

Rep. Tweten moved that House Bill No. 1394 be returned to the House from the Committee on Agriculture, which motion prevailed.

Rep. Tweten requested permission to withdraw House Bill No. 1394. There being no objection, it was so ordered by the Speaker.

Rep. Streibel moved that House Concurrent Resolution No. 3030 be returned to the House from the Committee on Natural Resources, which motion prevailed.

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 3030 not be printed as a bill, but be printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 3030

Introduced by Representative Jenkins

- 1 A Concurrent Resolution urging the National Water Commission
- 2 to delete from the final draft of its proposed national water
- 3 policy the conclusions and recommendations of the Iowa State
- 4 University study which adversely affect agriculture and
- 5 reclamation development.
- 6

7 WHEREAS, in order to assist the National Water Commission
8 to formulate a proposed national water policy, the Iowa State
9 University has, through its Center for Agricultural and Rural
10 Development, made a study entitled "Agricultural Water De-
10a mands"
11 (PB 206 790) which could, if adopted as a national policy, be
12 seriously detrimental to the future development and economic
13 growth of North Dakota; and

14 WHEREAS, many of the conclusions and recommendations of
15 this study are not based on facts, but instead on subjective
16 analysis, and lack an unbiased knowledge and understanding of
17 agriculture in North Dakota and its past and present contri-
17a butions

18 to the Nation's economy; and

19 WHEREAS, the results of such study are not consistent with
20 the United States Department of Agriculture's recent order
21 cancelling the requirement that farmers decrease their wheat
22 acreage; and

23 WHEREAS, such study assumes a position highly unfavorable
24 to the use of water for the irrigation of crops and could

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1 adversely affect reclamation not only in North Dakota but
2 throughout the entire Nation; and

3 WHEREAS, the ever-expanding foreign market of our
4 agricultural produce has been the most encouraging aspect of
5 the President's goal to achieve a balance of trade; and

6 WHEREAS, North Dakota has led the Nation in the production
7 of hard spring wheat, durum, flax, and sunflower seeds; and

8 WHEREAS, this study has given no apparent consideration to
9 the crisis the Nation would face should it once again experience
10 a drought similar or worse than that which was suffered in the
11 1930's;

12 NOW, THEREFORE BE IT RESOLVED BY THE HOUSE OF
12a REPRESENTA-

13 TIVES OF THE STATE OF NORTH DAKOTA, THE SENATE
13a CONCURRING THEREIN:

14 That the National Water Commission is urged to delete
15 from the final draft of its proposed national water policy
16 the conclusions and recommendations of the Iowa State Univer-
16a sity

17 study which adversely affect agriculture and reclamation
18 development; and

19 BE IT FURTHER RESOLVED, that copies of this resolution
20 be forwarded by the Secretary of State to the National Water
21 Commission, the President of the United States, and the North
22 Dakota Congressional Delegation.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3030. A Concurrent Resolution
urging the National Water Commission to delete from the final
draft of its proposed national water policy the conclusions and
recommendations of the Iowa State University study which adversely
affect agriculture and reclamation development.

Was read the second time.

House Concurrent Resolution No. 3030 was adopted on a voice
vote.

MOTION

Rep. Streibel moved that House Concurrent Resolution No. 3030
be messaged to the Senate immediately, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. A. Hausauer has moved that the amendments to House Bill
No. 1108 as recommended by the Committee on Political Subdivisions
as printed on page 364 of the House Journal be adopted, which
motion prevailed.

Rep. Lodoen has moved that the amendments to House Bill No. 1270 as recommended by the Committee on Political Subdivisions as printed on page 364 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod has moved that the amendments to Senate Bill No. 2114 as recommended by the Committee on Judiciary as printed on page 367 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. 1017
- House Bill No. 1159
- House Bill No. 1166
- House Bill No. 1215

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Representative Lee moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 1106.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1188. A Bill for an Act to amend and reenact subsection 1 of section 39-04-18, subsection 4 of section, 39-04-19, and subsection 6 of section 39-05-01 of the North Dakota Century Code, relating to the registration and titling of truck tractor semi-trailers.

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 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royce
Backlin	Hensrud	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Martinson	Stoltenow
Christensen, R.	Hilleboe	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dotzenrod	Jacobson	Metzger	Strinden
Eagles	Jaeger	Meyer	Thorsgard
Erickson	Jenkins	Miedema	Timm
Fleming	Johnson, H.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker

Absent and not voting:

Dornacker	Johnson, K.	Marsden	Solberg
Grubb	Knudson		

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that the House accede to the request of the Senate for the return of House Bill No. 1106, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

House Bill No. 1106

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1215. A Bill for an Act to amend and reenact sections 39-06-03 and 39-06-12, subsection 3 of section 39-06-17, section 39-06-29, subsection 6 of section 39-06-31, subsection 5 of section 39-06-32, sections 39-06-33 and 39-06-33.1 of the North Dakota Century Code, relating to who shall not be licensed, applications for license, restricted license, reports of convictions, revocations, suspensions, hearings, and orders to show cause.

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 6.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Leibhan	Rivinius
Backes	Hausauer, L.	Linderman	Royse
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hensrud	Lodoen	Rundle
Berg	Hentges	Lundene	Schindler
Bridston	Herman	McGauvran	Scotfield
Christensen, H.	Hickle	Martinson	Stoltenow
Christensen, R.	Hildebrand	Matheny	Stone
Dick	Hilleboe	Mertens	Streibel
Dotzenrod	Jacob	Metzger	Strinden
Eagles	Jacobson	Meyer	Thorsgard
Erickson	Jaeger	Miedema	Timm
Fleming	Jenkins	Murphy	Tinjum
Freborg	Johnson, H.	Nermyr	Tweten
Froeber	Kermott	Olin	Vander Vorst
Gackle	Kingsbury	Olson	Wagner
Ganser	Kloubec	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker

Absent and not voting:

Dornacker	Knudson	Marsden	Solberg
Johnson, K.	LaGrave		

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that the record show that Reps. Dornacker and Knudson were on official business of the House of Representa-

tives attending a meeting of School Administrators, which motion prevailed.

Rep. Streibel moved that the rules be suspended, and for the remainder of the 43rd Legislative Assembly the House refrain from the reading of the title of all measures on the eleventh order, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1083 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the word "paramedics" and insert in lieu thereof the words "physician's trained assistants"

On page 1, line 12, delete the word "Paramedics" and insert in lieu thereof the words "Physician's trained assistants"

On page 1, line 15, after the period, insert the following: "This subsection shall not allow a physician's trained assistant to practice optometry as defined in chapter 43-13, chiropody as defined in chapter 43-05, chiropractic as defined in chapter 43-06, or pharmacy as defined in chapter 43-15."

And renumber the lines 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 Social Welfare to whom was referred House Bill No. 1084 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 22, delete the words "is authorized" and insert in lieu thereof the word "shall"

On page 1, line 23, delete the first word "to"

And renumber the lines accordingly.

And when so amended, be re-referred to Appropriations Committee.

REP. HAUGLAND, Chairman

Rep. Hendrickson 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. 1183 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 amend and reenact paragraph (3) of subdivision a of subsection 6 of section 50-09-01 of the North Dakota Century Code, relating to definitions of dependent children who attend academic or vocational courses.

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

SECTION 1. AMENDMENT.) Paragraph (3) of subdivision a of subsection 6 of section 50-09-01 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

- (3) (((Under the age of twenty-one years))) **Nineteen years of age or younger** and a student regularly attending and making satisfactory progress in pursuance of a course of study of academic or vocational training designed to fit him for gainful employment (((;))) ."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Watkins 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. 1214 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 Natural Resources 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 1, after the word "Act" insert the following: "to create and enact a new section of chapter 20.1-08, as contained in section 15 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to issuance of big game licenses or permits by lottery,"

On page 2, line 30, after the word "issued" and before the period insert the following: ", except that not more than ten permits for the taking of big horn sheep shall be issued in any one year" and also in line 30 insert beginning triple parentheses before the word "When" and delete the word "or"

On page 2, line 31, delete the word "permits"

On page 2, line 32, delete the words "or permits"

On page 2, line 33, delete the words "or permit"

On page 2, line 34, delete the words "or permit"

On page 2, line 35, delete the triple parentheses before the word "five"

On page 3, line 1, delete the triple parentheses after the word "owner" and also delete the words "following period of time, except as"

On page 3, delete lines 2 through 8

On page 3, line 9 delete the word "Owner"

On page 3, line 10, delete the triple parentheses before and after the word "such"

On page 3, line 11, delete the words "mule deer permit or antelope"

On page 3, line 12, insert ending triple parentheses after the period

On page 3, after line 12, insert the following new section:

"SECTION 3.) A new section to chapter 20.1-08, as contained in section 15 of House Bill No. 1041, as approved by the forty-third legislative assembly, is hereby created and enacted to read as follows:

ISSUANCE OF BIG GAME LICENSES OR PERMITS BY LOTTERY.) When a limited number of big game licenses or permits are issued by lottery:

1. Any applicant who is successful in receiving an antelope license shall not be eligible to apply for a license to hunt antelope for the five ensuing lottery years, except that owner-operators or operators of farms or ranches, living within the boundaries of the legal open area defined in the governor's order or proclamation, shall be entitled to purchase one antelope license for such farm or ranch unit in each consecutive season.
2. Any applicant who is successful in receiving a big horn sheep permit shall not be entitled to apply for or receive another permit to hunt big horn sheep in his lifetime. Applicants

who receive big horn sheep permits, while in the field attempting to take such game, must be accompanied by a member of, or a person designated by, the state game and fish department.

3. Any applicant who is successful in receiving a mule deer permit shall not be eligible to apply for a permit to hunt mule deer for one ensuing year, except that owner-operators or operators of farms or ranches, living within the boundaries of the legal open area defined in the governor's order or proclamation, shall be entitled to purchase one mule deer permit for such farm or ranch unit in each consecutive season."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. H. Christensen 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. 1264 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

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

House Bill No. 1264 was indefinitely postponed on a division vote.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Duane Brekke, and Rep. Brekke was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1265 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 Agriculture to whom was referred House Bill No. 1289 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

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

House Bill No. 1289 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1318 has had the same under consideration and recommends that the same be indefinitely postponed:

REP. HERMAN, Chairman

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

House Bill No. 1318 was indefinitely postponed.

RECOGNITION

Speaker Bunker announced that former Representatives were in the chambers, and requested that the House recognize former Reps. William Erickson and Richard Rocheleau, and Reps. Erickson and Rocheleau were thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1321 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 7 delete the word "fifty" and insert in lieu thereof the word "twenty-five"

On page 2, line 8 delete everything before the period

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Jacob 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. 1426 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 Industry, Business and Labor to whom was referred House Bill No. 1450 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 1451 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.

House Bill No. 1451 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1472 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. House Bill No. 1472 was indefinitely postponed.

RECOGNITIONS

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Robert Wells, and Rep. Wells was thereupon introduced to the House.

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Donald Moore, and Rep. Moore was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1479 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Olson 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. 3018 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 1, after the words "acres of", insert the word "additional"

On page 2, line 11, after the word "the", insert the following: "Forty-third Legislative Assembly commend the" and delete the words "be encouraged and"

On page 2, line 12, delete the words "supported in" and insert the word "for" in lieu thereof

On page 2, line 14, after the word "potential", insert the following: "and that the Department of Agriculture be encouraged to continue the public access program"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Backlin 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 29, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. Burton Bundy, Pastor, Grace Lutheran Brethren Church, Bismarck.

Roll was called and all members were present except Reps. Dornacker, K. Johnson, Knudson and Marsden.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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. GUNDERSON, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1257. A Bill for an Act to provide for control of noxious weeds along state highways, and to prohibit the haying of highway right-of-way containing leafy spurge.

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, 38; absent and not voting 5.

Those voting in the affirmative were:

Backlin	Hendrickson	Linderman	Rivinius
Bridston	Hensrud	Livingston	Rued
Christensen, H.	Herman	McGauvran	Schindler
Christensen, R.	Hickle	Matheny	Scofield
Dick	Hildebrand	Mertens	Stone
Eagles	Jacob	Meyer	Streibel
Erickson	Jacobson	Nermyr	Strinden
Fleming	Jaeger	Olin	Timm
Froeber	Kermott	Olson	Tinjum
Gackle	LaGrave	Orange	Watkins
Ganser	Lang	Peterson	Weber
Garnas	Langley	Poyzer	Winge
Gengler	Larson	Rau	Winkjer

Gunderson	Laske	Raymond	Mr. Speaker
Haugland	Leibhan	Rice	
Those voting in the negative were:			
Atkinson	Hausauer, A.	Laughlin	Royse
Austin	Hausauer, L.	Lee	Rundle
Backes	Hentges	Lodoen	Solberg
Bassingthwaite	Hilleboe	Metzger	Thorsgard
Berg	Jenkins	Miedema	Tweten
Dotzenrod	Johnson, H.	Murphy	Vander Vorst
Freborg	Kingsbury	Opedahl	Wagner
Gronneberg	Kloubec	Reimers	Welder
Grubb	Kretschmar	Stoltenow	Wilkie
Hartl	Lundene		
Absent and not voting:			
Dornacker	Knudson	Marsden	Martinson
Johnson, K.			

So the bill passed and the title was agreed to.

House Bill No. 1272. A Bill for an Act to repeal sections 53-02-10 and 53-05-08 of the North Dakota Century Code, relating to the admission of minors to public dances and certain other public places.

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, 15; absent and not voting 4.

Those voting in the affirmative were:			
Atkinson	Hendrickson	Linderman	Rivinius
Austin	Hensrud	Livingston	Royse
Backes	Hentges	Lodoen	Rundle
Backlin	Herman	Lundene	Schindler
Bassingthwaite	Hickle	McGauvran	Scofield
Berg	Hildebrand	Martinson	Solberg
Bridston	Hilleboe	Matheny	Stone
Christensen, R.	Jacob	Mertens	Streibel
Dick	Jacobson	Metzger	Strinden
Dotzenrod	Jenkins	Miedema	Thorsgard
Eagles	Johnson, H.	Murphy	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kingsbury	Olin	Wagner
Froeber	Kloubec	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Haugland	Larson	Rau	Winkjer
Hausauer, A.	Lee	Raymond	Mr. Speaker
Hausauer, L.	Leibhan	Reimers	
Those voting in the negative were:			
Christensen, H.	Gunderson	Laughlin	Stoltenow
Erickson	Hartl	Meyer	Tweten
Gackle	Jaeger	Rice	Vander Vorst
Gronneberg	Laske	Rued	
Absent and not voting:			
Dornacker	Johnson, K.	Knudson	Marsden

So the bill passed and the title was agreed to.

House Bill No. 1273. A Bill for an Act to amend and reenact section 11-15-07 of the North Dakota Century Code, relating to county 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, 86; nays, 12; absent and not voting 4.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hensrud	Lodoen	Schindler
Bassingthwaite	Herman	Lundene	Scofield
Berg	Hickle	McGauvran	Stoltenow
Bridston	Hildebrand	Martinson	Stone
Christensen, H.	Hilleboe	Matheny	Streibel
Christensen, R.	Jacob	Mertens	Strinden
Dick	Jacobson	Meyer	Thorsgard
Dotzenrod	Jenkins	Miedema	Timm
Eagles	Johnson, H.	Nermyr	Tinjum
Erickson	Kermott	Olin	Vander Vorst
Fleming	Kingsbury	Olson	Wagner
Freborg	Kloubec	Opedahl	Watkins
Froeber	Kretschmar	Orange	Weber
Gackle	LaGrave	Peterson	Welder
Ganser	Lang	Rau	Wilkie
Garnas	Langley	Raymond	Winge
Gengler	Larson	Reimers	Winkjer
Gronneberg	Laske	Rice	Mr. Speaker
Gunderson	Laughlin		

Those voting in the negative were:

Grubb	Hentges	Metzger	Rundie
Hartl	Jaeger	Murphy	Solberg
Hausauer, A.	Lee	Poyzer	Twetten

Absent and not voting:

Dornacker	Johnson, K.	Knudson	Marsden
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So the bill passed and the title was agreed to.

House Bill No. 1276. A Bill for an Act to provide for the use of identifying devices and to provide for the duty owed disabled persons; 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, 56; nays, 42; absent and not voting 4.

Those voting in the affirmative were:

Austin	Hendrickson	Linderman	Royse
Backes	Hensrud	Livingston	Rued
Bassingthwaite	Hildebrand	Lodoen	Scofield
Christensen, R.	Hilleboe	Lundene	Solberg
Dick	Jacob	Matheny	Stone
Dotzenrod	Jacobson	Mertens	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Kermott	Olin	Tinjum
Fleming	Kingsbury	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Larson	Peterson	Wilkie
Gronneberg	Laske	Poyzer	Winge
Gunderson	Laughlin	Raymond	Winkjer
Haugland	Leibhan	Rice	Mr. Speaker

Those voting in the negative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	McGauvran	Rundie
Berg	Hentges	Martinson	Schindler
Bridston	Herman	Metzger	Stoltenow

Christensen, H.	Hickle	Miedema	Thorsgard
Freborg	Jaeger	Murphy	Timm
Froeber	Jenkins	Nermyr	Tweten
Gackle	Kloubec	Olson	Vander Vorst
Ganser	Kretschmar	Rau	Wagner
Grubb	Lang	Reimers	Welder
Hartl	Langley		
Absent and not voting:			
Dornacker	Johnson, K.	Knudson	Marsden

So the bill passed and the title was agreed to.

House Bill No. 1277. 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 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, 6; absent and not voting 4.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Laughlin	Royse
Backes	Hausauer, L.	Lee	Rued
Backlin	Hendrickson	Leibhan	Rundle
Bassingthwaite	Hensrud	Linderman	Schindler
Berg	Hentges	Livingston	Scofield
Bridston	Herman	Lodoen	Solberg
Christensen, H.	Hickle	Lundene	Stoltenow
Christensen, R.	Hildebrand	McGauvran	Stone
Dick	Hilleboe	Martinson	Streibel
Dotzenrod	Jacob	Matheny	Strinden
Eagles	Jacobson	Mertens	Thorsgard
Erickson	Jaeger	Meyer	Timm
Fleming	Jenkins	Miedema	Tinjum
Freborg	Johnson, H.	Nermyr	Tweten
Froeber	Kermott	Olin	Vander Vorst
Gackle	Kingsbury	Olson	Wagner
Ganser	Kloubec	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker

Those voting in the negative were:

Hausauer, A.	Murphy	Rivinius	Welder
Metzger	Raymond		

Absent and not voting:

Dornacker	Johnson, K.	Knudson	Marsden
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So the bill passed and the title was agreed to.

House Bill No. 1285. A Bill for an Act to create and enact section 39-06-19.1 of the North Dakota Century Code, to provide for the extension of the term of drivers' licenses held by members of the armed forces.

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 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse

Backes	Hausauer, L.	Leibhan	Rued
Backlin	Hendrickson	Linderman	Rundle
Bassingthwaite	Hensrud	Livingston	Schindler
Berg	Hentges	Lodoen	Scofield
Bridston	Herman	Lundene	Solberg
Christensen, H.	Hickle	McGauvran	Stoltenow
Christensen, R.	Hildebrand	Martinson	Stone
Dick	Hilleboe	Matheny	Streibel
Dotzenrod	Jacob	Mertens	Strinden
Eagles	Jacobson	Metzger	Thorsgard
Erickson	Jaeger	Meyer	Timm
Fleming	Jenkins	Miedema	Tinjum
Freborg	Johnson, H.	Murphy	Tweten
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Absent and not voting:			
Dornacker	Knudson	Reimers	Rice
Johnson, K.	Marsden		

So the bill passed and the title was agreed to.

House Bill No. 1291. A Bill for an Act to create and enact section 4-08-10.1 of the North Dakota Century Code, relating to premiums for boys' and girls' clubwork at county achievement days.

Which has been read.

MOTION

Rep. Streibel moved that House Bill No. 1291 be re-referred to the Committee on Appropriations, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1309. A Bill for an Act to amend and reenact section 63-01.1-10 and subsection 2 of section 63-01.1-11 of the North Dakota Century Code, relating to notice of weed cutting and providing that the board of county commissioners publish and pay for such notice.

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, 4; absent and not voting 4.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Royse
Austin	Hausauer, L.	Linderman	Rued
Backes	Hendrickson	Livingston	Rundle
Backlin	Hensrud	Lodoen	Schindler
Bassingthwaite	Hentges	Lundene	Scofield
Berg	Herman	McGauvran	Solberg
Bridston	Hickle	Martinson	Stoltenow
Christensen, H.	Hildebrand	Matheny	Stone
Christensen, R.	Hilleboe	Mertens	Streibel
Dick	Jacob	Meyer	Strinden
Dotzenrod	Jacobson	Miedema	Thorsgard
Eagles	Jaeger	Nermyr	Timm
Erickson	Johnson, H.	Olin	Tinjum
Fleming	Kermott	Olson	Tweten
Freborg	Kingsbury	Opedahl	Vander Vorst
Froeber	Kloubec	Orange	Wagner

Gackle	Kretschmar	Peterson	Watkins
Ganser	LaGrave	Poyzer	Weber
Garnas	Lang	Rau	Welder
Gengler	Langley	Raymond	Wilkie
Gronneberg	Larson	Reimers	Winge
Grubb	Laske	Rice	Winkjer
Gunderson	Laughlin	Rivinius	Mr. Speaker
Hartl	Lee		

Those voting in the negative were:

Hausauer, A.	Jenkins	Metzger	Murphy
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Absent and not voting:

Dornacker	Johnson, K.	Knudson	Marsden
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So the bill passed and the title was agreed to.

House Bill No. 1325. A Bill for an Act to amend and reenact subsection 9 of section 20.1-01-02 and section 20.1-07-03 of the North Dakota Century Code as contained in sections 8 and 14 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the removal of coyotes from the protected list of fur-bearing animals.

Which has been read.

Rep. Rundle moved that House Bill No. 1325 be re-referred to the Committee on Natural Resources, which motion failed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 9; absent and not voting 4.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hensrud	Lodoen	Rundle
Berg	Hentges	McGauvran	Schindler
Bridston	Herman	Martinson	Scofield
Christensen, H.	Hickle	Matheny	Stoltenow
Christensen, R.	Hilleboe	Mertens	Stone
Dick	Jacob	Metzger	Streibel
Dotzenrod	Jacobson	Meyer	Strinden
Erickson	Jaeger	Miedema	Thorsgard
Fleming	Jenkins	Murphy	Timm
Freborg	Johnson, H.	Nermyr	Tinjum
Froeber	Kermott	Olin	Tweten
Gackle	Kingsbury	Olson	Vander Vorst
Ganser	Kloubec	Opedahl	Wagner
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Rau	Wilkie
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Hartl			

Those voting in the negative were:

Eagles	Livingston	Poyzer	Watkins
Hildebrand	Lundene	Solberg	Winge
Kretschmar			

Absent and not voting:

Dornacker	Johnson, K.	Knudson	Marsden
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So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2039 A Bill for an Act to establish a revenue sharing trust fund for deposit of revenue sharing payments re-

ceived by the state, 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, 96; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hensrud	Lodoen	Rundle
Bassingthwaite	Hentges	Lundene	Schindler
Berg	Herman	McGauvran	Scofield
Bridston	Hickle	Martinson	Solberg
Christensen, H.	Hildebrand	Matheny	Stoltenow
Christensen, R.	Hilleboe	Mertens	Stone
Dick	Jacob	Metzger	Streibel
Dotzenrod	Jacobson	Meyer	Strinden
Eagles	Jenkins	Miedema	Thorsgard
Erickson	Johnson, H.	Murphy	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kingsbury	Olin	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gronneberg	Langley	Poyzer	Welder
Grubb	Larson	Rau	Wilkie
Gunderson	Laske	Raymond	Winge
Hartl	Laughlin	Reimers	Winkjer
Haugland	Lee	Rice	Mr. Speaker

Those voting in the negative were:
Gengler

Absent and not voting:

Dornacker	Johnson, K.	Knudson	Marsden
Jaeger			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2056. A Bill for an Act to allow state agencies to grant easements in land under their jurisdiction and to repeal section 15-10-33 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, 100; nays, 0; absent and not voting 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hensrud	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Martinson	Stoltenow
Dick	Hilleboe	Matheny	Stone
Dornacker	Jacob	Mertens	Streibel
Dotzenrod	Jacobson	Metzger	Strinden
Eagles	Jaeger	Meyer	Thorsgard
Erickson	Jenkins	Miedema	Timm
Fleming	Johnson, H.	Murphy	Tinjum

Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker

Absent and not voting:

Johnson, K. Marsden

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2065. A Bill for an Act to amend and reenact subsection 5 of section 47-26-01 and section 47-26-05 of the North Dakota Century Code, relating to the definition and maintenance of legal fences; 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, 37; nays, 63; absent and not voting 2.

Those voting in the affirmative were:

Backes	Hendrickson	Livingston	Reimers
Backlin	Hickle	Lundene	Schindler
Bridston	Johnson, H.	McGauvran	Solberg
Dotzenrod	Knudson	Matheny	Tinjum
Fleming	Lang	Mertens	Vander Vorst
Gengler	Langley	Olson	Wagner
Gronneberg	Laughlin	Peterson	Weber
Gunderson	Leibhan	Poyzer	Winge
Hartl	Linderman	Rau	Mr. Speaker
Haugland			

Those voting in the negative were:

Atkinson	Hausauer, A.	Larson	Royce
Austin	Hausauer, L.	Laske	Rued
Bassingthwaite	Hensrud	Lee	Rundle
Berg	Hentges	Lodoen	Scotfield
Christensen, H.	Herman	Martinson	Stoltenow
Christensen, R.	Hildebrand	Metzger	Stone
Dick	Hilleboe	Meyer	Streibel
Dornacker	Jacob	Miedema	Strindgen
Eagles	Jacobson	Murphy	Thorsgard
Erickson	Jaeger	Nermyr	Timm
Freborg	Jenkins	Olin	Tweten
Froeber	Kermott	Opedahl	Watkins
Gackle	Kingsbury	Orange	Welder
Ganser	Kloubec	Raymond	Wilkie
Garnas	Kretschmar	Rice	Winkjer
Grubb	LaGrave	Rivinius	

Absent and not voting:

Johnson, K. Marsden

So the bill lost.

Senate Bill No. 2094. A Bill for an Act to amend and reenact section 15-22-01 of the North Dakota Century Code, relating to the county superintendent of schools' term of office.

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, 3; absent and not voting 2.

Those voting in the affirmative were:

Atkinson	Hendrickson	Leibhan	Rivinius
Austin	Hensrud	Linderman	Royse
Backes	Hentges	Livingston	Rued
Backlin	Herman	Lodoen	Rundle
Bassingthwaite	Hickle	Lundene	Schindler
Berg	Hildebrand	McGauvran	Scofield
Bridston	Hilleboe	Martinson	Solberg
Christensen, H.	Jacob	Matheny	Stoltenow
Christensen, R.	Jacobson	Mertens	Stone
Dick	Jaeger	Metzger	Streibel
Dornacker	Jenkins	Meyer	Strinden
Dotzenrod	Johnson, H.	Miedema	Thorsgard
Eagles	Kermott	Murphy	Timm
Erickson	Kingsbury	Nermyr	Tinjum
Fleming	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Garnas	LaGrave	Orange	Watkins
Gengler	Lang	Peterson	Weber
Gronneberg	Langley	Poyzer	Welder
Gunderson	Larson	Rau	Wilkie
Hartl	Laske	Raymond	Winge
Haugland	Laughlin	Reimers	Winkjer
Hausauer, A.	Lee	Rice	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:

Freborg Ganser Grubb

Absent and not voting:

Johnson, K. Marsden

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1017. A Bill for an Act making an appropriation for the construction of a Heritage Center.

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, 13; absent and not voting 3.

Those voting in the affirmative were:

Atkinson	Gunderson	Leibhan	Reimers
Austin	Hartl	Linderman	Rice
Backes	Haugland	Livingston	Rivinius
Backlin	Hausauer, L.	Lodoen	Royse
Bassingthwaite	Hendrickson	Lundene	Rued
Berg	Hensrud	McGauvran	Rundle
Bridston	Herman	Martinson	Schindler
Christensen, H.	Hickle	Matheny	Solberg
Christensen, R.	Hildebrand	Mertens	Stone
Dick	Jacob	Meyer	Streibel
Dornacker	Jacobson	Miedema	Strinden
Dotzenrod	Johnson, H.	Murphy	Thorsgard
Eagles	Kermott	Nermyr	Timm
Erickson	Kingsbury	Olin	Tinjum
Fleming	Knudson	Olson	Tweten
Freborg	Kretschmar	Opedahl	Wagner
Froeber	LaGrave	Orange	Watkins
Gackle	Lang	Peterson	Weber
Ganser	Langley	Poyzer	Wilkie
Gengler	Larson	Rau	Winge

Gronneberg	Laske	Raymond	Mr. Speaker
Grubb	Laughlin		
Those voting in the negative were:			
Garnas	Jaeger	Metzger	Vander Vorst
Hausauer, A.	Jenkins	Scotfield	Welder
Hentges	Kloubec	Stoltenow	Winkjer
Hilleboe			
Absent and not voting:			
Johnson, K.	Lee	Marsden	

So the bill passed and the title was agreed to.

House Bill No. 1159. A Bill for an Act to amend and reenact section 15-40.2-04 of the North Dakota Century Code, relating to nonresident tuition 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, 91; nays, 3; absent and not voting 8.

Those voting in the affirmative were:

Atkinson	Hensrud	Leibhan	Royse
Austin	Hentges	Linderman	Rued
Backlin	Herman	Livingston	Rundle
Berg	Hickle	Lodoen	Schindler
Bridston	Hildebrand	Lundene	Scotfield
Christensen, R.	Hilleboe	Martinson	Solberg
Dick	Jacob	Matheny	Stoltenow
Dotzenrod	Jacobson	Mertens	Stone
Eagles	Jaeger	Metzger	Streibel
Erickson	Jenkins	Meyer	Strinden
Fleming	Johnson, H.	Miedema	Timm
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kingsbury	Olin	Tweten
Gackle	Kloubec	Olson	Vander Vorst
Ganser	Knudson	Opedahl	Wagner
Garnas	Kretschmar	Orange	Watkins
Gengler	LaGrave	Peterson	Weber
Gronneberg	Lang	Poyzer	Welder
Grubb	Langley	Rau	Wilkie
Gunderson	Larson	Raymond	Winge
Haugland	Laske	Reimers	Winkjer
Hausauer, A.	Laughlin	Rice	Mr. Speaker
Hendrickson	Lee	Rivinius	

Those voting in the negative were:

Bassingthwaite	McGauvran	Murphy	
Absent and not voting:			
Christensen, H.	Dornacker	Hausauer, L.	Marsden
Backes	Hartl	Johnson, K.	Thorsgard

So the bill passed and the title was agreed to.

House Bill No. 1166. A Bill for an Act to amend and reenact sections 15-50-01 and 15-50-03 of the North Dakota Century Code, relating to the regulation of trade and correspondence 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, 96; nays, 1; absent and not voting 5.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Reimers
Austin	Haugland	Laughlin	Rice

Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scofield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Thorsgard
Eagles	Jaeger	Metzger	Timm
Erickson	Jenkins	Meyer	Tinjum
Fleming	Johnson, H.	Miedema	Tweten
Freborg	Kermott	Murphy	Vander Vorst
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olin	Watkins
Ganser	Knudson	Olson	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker

Those voting in the negative were:

Stoltenow

Absent and not voting:

Hausauer, L.	Marsden	Opedahl	Strinden
Johnson, K.			

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Rep. Stoltenow: "Mr. Speaker, Ladies and Gentlemen:

"I must apologize for my vote on House Bill No. 1166. I had intended to support the measure, but my Senate Bill book was against the no button. I apologize."

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Rep. Tweten introduced:

House Concurrent Resolution No. 3034. A concurrent resolution urging the United States Postal Service to change its instructions for rural route extensions so that all rural homes receive mail at the end of their driveways.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2016. A Bill for an Act making an appropriation to the Social Services Board for the purpose of making payments to all welfare recipients and declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2079. A Bill for an Act to create and enact section 54-46-08.1 of the North Dakota Century Code, relating to the transfer of records to the state historical society.

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

Senate Bill No. 2081. A Bill for an Act to amend and reenact sections 53-02-01, 53-02-02, 53-02-03, 53-02-05, 53-02-08, and 53-02-09 of the North Dakota Century Code, to provide a definition of music festivals, to require a permit for a music festival, to provide who shall issue a permit, to provide who may make application for a permit, to require a law enforcement officer to be present at such festivals, to provide for refusal and revocation of a permit for

cause, and to except places of public lodging from certain requirements.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2108. A Bill for an Act to amend and reenact 34-13-13 of the North Dakota Century Code, regulating and not prohibiting contracts between applicants for employment and employment agencies or agents.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2201. 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 sales tax exemption upon the sale of books and school supplies to nonprofit institutions of higher learning.

Which was read the first time and referred to the Committee on Finance and Taxation:

Senate Bill No. 2210. A Bill for an Act to amend and reenact section 14-03-09 of the North Dakota Century Code, relating to who may perform marriages.

Which was read the first time and referred to the Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Transportation to whom was referred House Bill No. 1050 has had the same under consideration and recommends that the same do pass.

1. Rep. Hensrud
2. Rep. Garnas
3. Rep. Gengler
4. Rep. Herman
5. Rep. Martinson
6. Rep. Rice
7. Rep. Rued
8. Rep. Scofield
9. Rep. Timm

REP. HENSRUD, Chairman

Rep. Herman moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Transportation to whom was referred House Bill No. 1050 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 19, delete the word "five" and insert in lieu thereof the word: "one"

On page 2, line 21, delete the figure "1.25" and insert in lieu thereof the figure: "1.50"

On page 2, delete lines 22 through 24 and insert in lieu thereof the following:

- "b. In cities having a population of one thousand or more, and less than five thousand, the per capita share shall be that amount of money resulting from multiplying 1.25 times the statewide per capita average.
- c. The balance shall be distributed to cities having a population of five thousand or more on a per capita basis in accordance with their respective populations."

And renumber the pages and lines accordingly.

1. Rep. Berg
2. Rep. Erickson
3. Rep. Gackle
4. Rep. Grubb
5. Rep. Langley
6. Rep. McGauvran
7. Rep. Poyzer

And when so amended recommends the same do pass.

REP. HENSRUD, Chairman

Rep. Gackle moved that the report of the Minority be substituted for that of the Majority, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1170 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 create and enact sections 39-12-05.1 and 39-12-05.2 of the North Dakota Century Code, relating to weight limitations for vehicles on interstate highways and highways other than the interstate designated by the commissioner or local authorities; and to amend and reenact subparagraph b. of subsection 2. of sections 39-04-19 and section 39-12-05 of the North Dakota Century Code, relating to weight limitations for vehicles and motor vehicle registration fees.

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

SECTION 1. AMENDMENT.) Subparagraph b. of subsection 2. of section 39-04-19 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

b. School buses and trucks or combination trucks and trailers, including commercial and noncommercial trucks, except those trucks or combinations of trucks and trailers which qualify for registration under subsection 5 of this section:

Years Registered

Gross Weights	1st, 2nd, and 3rd Years	4th and 5th Years	6th and 7th Years	8th and Subsequent Years
0- 4,000	\$19.00	\$15.00	\$11.00	\$11.00
4,001- 6,000	24.00	19.00	15.00	11.00
6,001- 8,000	29.00	23.00	18.00	11.00
8,001-10,000	34.00	28.00	21.00	12.00
10,001-12,000	40.00	32.00	24.00	14.00
12,001-14,000	45.00	36.00	27.00	16.00
14,001-16,000	50.00	40.00	30.00	18.00
16,001-18,000	55.00	44.00	33.00	20.00
18,001-20,000	61.00	49.00	37.00	22.00
20,001-22,000	66.00	53.00	40.00	23.00
22,001-24,000	71.00	57.00	43.00	25.00

Years Registered

Gross Weights	1st, 2nd, 3rd and 4th Years	5th, 6th, 7th, 8th and 9th Years	10th and Subsequent Years
24,001-26,000	\$156.00	\$125.00	\$109.00
26,001-28,000	191.00	153.00	134.00
28,001-30,000	226.00	181.00	158.00
30,001-32,000	261.00	209.00	183.00
32,001-34,000	296.00	237.00	207.00
34,001-36,000	331.00	265.00	232.00
36,001-38,000	366.00	293.00	256.00
38,001-40,000	401.00	321.00	281.00
40,001-42,000	436.00	349.00	305.00
42,001-44,000	471.00	377.00	330.00
44,001-46,000	506.00	405.00	354.00
46,001-48,000	541.00	433.00	379.00
48,001-50,000	576.00	461.00	403.00
50,001-52,000	611.00	489.00	428.00
52,001-54,000	646.00	517.00	452.00
54,001-56,000	681.00	545.00	477.00

56,001-58,000	716.00	573.00	501.00
58,001-60,000	751.00	601.00	526.00
60,001-62,000	786.00	629.00	550.00
62,001-64,000	821.00	657.00	575.00
64,001-66,000	856.00	685.00	599.00
66,001-68,000	891.00	713.00	624.00
68,001-70,000	926.00	741.00	648.00
70,001-72,000	961.00	769.00	673.00
72,001-(((73,280)))	74,000 996.00	797.00	697.00
74,001-76,000	1,031.00	825.00	722.00
76,001-78,000	1,066.00	853.00	746.00
78,001-80,000	1,101.00	881.00	771.00
80,001-82,000	1,136.00	909.00	795.00

SECTION 2. AMENDMENT.) Section 39-12-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

39-12-05. WEIGHT LIMITATIONS FOR VEHICLES ON INTER-STATE SYSTEM.) ((((1)))) On the interstate highway system and where not otherwise provided:

1. No single axle shall carry a gross weight in excess of eighteen thousand pounds nor a wheel load to exceed nine thousand pounds. No wheel shall carry a gross weight in excess of five hundred and fifty pounds for each inch of tire width. Axles spaced forty inches apart or less shall be considered as one axle and on axles spaced over forty inches and under eight feet apart, the axle load shall not exceed sixteen thousand pounds per axle. The wheel load, in any instance, shall not exceed one-half the allowable axle load. Spacing between axles shall be measured from axle center to axle center.

((((2))))

2. Subject to the limitations imposed by the above subsection on tires, wheel and axle loads, no vehicle or combination of vehicles shall be operated whose gross weight, including the load, exceeds sixty-four thousand pounds or that determined by adding the distance in feet between the first axle and the last axle of such vehicle or combination vehicles, to the factor forty and multiplying this sum by seven hundred fifty, whichever is lesser. Such gross weight limitation shall not apply to such equipment as the state highway commissioner or his agents may approve for exemption, but gross weights shall not exceed seventy-three thousand two hundred and eighty pounds. The decision on exemption shall be determined on the basis of improved equipment design, which, in his opinion, will better distribute the load and reduce roadway damage; provided further that where the distance between the first axle and the last axle of any group of axles of such vehicle or combination of vehicles is eighteen feet or less the gross weight on the group of axles under consideration shall be determined by adding the distance in feet between the first axle and the last axle of the group under consideration to the factor of forty and multiplying this sum by six hundred fifty.

SECTION 3.) Section 39-12-05.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

39-12-05.1. WEIGHT LIMITATIONS FOR VEHICLES ON DESIGNATED HIGHWAYS.) On state highways other than on the interstate system designated by the commissioner and on other highways designated by local authorities under their jurisdiction:

1. No single axle shall carry a gross weight in excess of twenty thousand pounds nor a wheel load to exceed ten thousand pounds. No wheel shall carry a gross weight in excess of five hundred and fifty pounds for each inch of tire width. Axles spaced forty inches apart or less shall be considered as one axle, and axles spaced over forty inches and under

eight feet apart, the axle load shall not exceed seventeen thousand pounds per axle. The wheel load, in any instance, shall not exceed one-half the allowable axle load. Spacing between axles shall be measured from axle center to axle center.

2. Subject to the limitations imposed by the above subsection on tires, wheel, and axle loads, no vehicle or combinations of vehicles shall be operated whose gross weight exceeds that determined by the formula of:

$$W = 500 \left(\frac{LN}{N-1} + 12N + 32 \right)$$

where W equals maximum weight in pounds carried on any group of two or more axles; L equals distance in feet between the extremes of any group of two or more consecutive axles; and N equals number of axles in the group under consideration. Such gross weight limitation shall not apply to such equipment as the state highway commissioner or his agents may approve for exemption.

SECTION 4.) Section 39-12-05.2 of the North Dakota Century Code is hereby created and enacted to read as follows:

39-12-05.2. INTERSTATE WEIGHT LIMITATIONS IF PERMITTED BY CONGRESS.) Notwithstanding the provisions of section 39-12-05, weight limitations for vehicles on the interstate system shall be deemed amended to permit weight limitations not in excess of that allowed by section 39-12-05.1, at such time that vehicle weights in excess of the limitations imposed by section 39-12-05 are permitted by Congress on the interstate system.

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HENSRUD, 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. 1190 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 repeal section 39-21-48 of the North Dakota Century Code relating to the requirement that motorcycle operators and passengers wear protective helmets.

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

SECTION 1. REPEAL.) Section 39-21-48 of the North Dakota Century Code is hereby repealed."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HENSRUD, Chairman

Rep. Gackle moved that the report be adopted.

Rep. Hensrud moved a substitute motion, that House Bill No. 1190 be re-referred to the Committee on Transportation, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation 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 3, delete the following: "and providing penalties for late"

On page 1, line 4, delete the word "filing"

On page 1, line 18, delete the word "five" and insert in lieu thereof the word "two"

On page 2 delete all of lines 2, 3 and 4

On page 2, line 5, delete everything before the word "No"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, 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. 1334 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, after the word "purposes" and before the period insert the following: ", and declaring an emergency"

On page 3, after line 12, 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 lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Royce 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. 1388 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Watkins 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. 1406 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

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

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3030

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2084

Senate Bill No. 2134

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1098

House Bill No. 1127

House Bill No. 1134
 House Bill No. 1150
 House Bill No. 1155
 House Bill No. 1178
 House Bill No. 1232
 House Bill No. 1234
 House Bill No. 1235
 House Bill No. 1238
 House Bill No. 1253
 House Bill No. 1258
 House Bill No. 1278
 House Bill No. 1279
 House Bill No. 1281
 House Bill No. 1328
 House Bill No. 1422
 House Concurrent Resolution No. 3021
 House Concurrent Resolution No. 3028

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2004
 Senate Bill No. 2049
 Senate Bill No. 2203
 Senate Bill No. 2222
 Senate Bill No. 2242
 Senate Bill No. 2249
 Senate Bill No. 2250
 Senate Bill No. 2253
 Senate Bill No. 2266

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1174

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

POINT OF PERSONAL PRIVILEGE

Rep. Atkinson:

"Mr. Speaker, Ladies and Gentlemen:

"I rise on a point of personal privilege and ask that my remarks be printed in the Journal.

"In 1971, Mr. Herman J. Bischof of Bismarck composed the words to a lovely song entitled 'North Dakota — Promised Land.' This song has received nationwide recognition primarily through the Shrine 'El Zagal Plainsmen' under the direction of Mr. Harold Kepler, North Dakota Teacher of the Year in 1971. I would ask that the words of this song be printed in the Journal."

NORTH DAKOTA — PROMISED LAND

North Dakota promised land,
 Land created by God's hand,
 Land where skies are blue and bright
 And stars twinkle all the night;
 Land where prairie roses grow
 And the wide Missouri flows;
 Land where peace and love prevail,
 Friends are true and never fail.

Land where men are kind and good,
Love and cherish brotherhood;
Where Roughriders ever stand
Ready to defend this land;
May we ever keep this land
A peace garden great and grand;
Grant that we may always be
Truly grateful unto Thee;
North Dakota promised land,
Land created by God's hand.

Rep. Streibel moved that the House stand recessed until 1:00 p.m.,
Tuesday, January 30, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

**TWENTIETH DAY AFTER RECESS AND
TWENTY-FIRST DAY**

Bismarck, January 30, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker 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. 1108

House Bill No. 1270

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Representative Thorsgard 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. 1022

House Bill No. 1032

House Bill No. 1043

House Bill No. 1063

House Bill No. 1117

House Bill No. 1128

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Representative Laughlin 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. 1042

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Representative Laughlin moved that the report be adopted, which motion prevailed, and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Raymond has moved that the amendments to House Bill No. 1083 as recommended by the Committee on Social Welfare as printed on page 381 of the House Journal be adopted, which motion prevailed.

Rep. Hendrickson has moved that the amendments to House Bill No. 1084 as recommended by the Committee on Social Welfare as printed on page 381 of the House Journal be adopted, which motion prevailed, and House Bill No. 1084 was re-referred to the Committee on Appropriations.

Rep. Watkins has moved that the amendments to House Bill No. 1183 as recommended by the Committee on Social Welfare as printed on pages 381 and 382 of the House Journal be adopted, which motion prevailed.

Rep. H. Christensen has moved that the amendments to House Bill No. 1229 as recommended by the Committee on Natural Resources as printed on pages 382 and 383 of the House Journal be adopted, which motion prevailed.

Rep. Jacob has moved that the amendments to House Bill No. 1321 as recommended by the Committee on Natural Resources as printed on page 384 of the House Journal be adopted, which motion prevailed.

Rep. Backlin has moved that the amendments to House Concurrent Resolution No. 3018 as recommended by the Committee on Agriculture as printed on page 385 of the House Journal be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 1022

House Bill No. 1032

House Bill No. 1042

House Bill No. 1043

House Bill No. 1063

House Bill No. 1117

House Bill No. 1128

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education 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, line 1, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to create and enact section 15-47-43 of the North Dakota Century Code, relating to areas which are public school districts, their corporate powers, and corporate name; to amend and reenact section 15-53.1-02 of the North Dakota Century Code, relating to reorganization, annexation, and dissolution of school districts; and to repeal sections 15-53.1-03 and 15-53.1-04 of the North Dakota Century Code, relating to areas which are public school districts and their corporate powers and corporate name.

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

SECTION 1.) Section 15-47-43 of the North Dakota Century Code is hereby created and enacted to read as follows:

15-47-43. PUBLIC SCHOOL DISTRICTS - CORPORATE POWERS - CORPORATE NAME - NAME CHANGE.) All school districts in the state of North Dakota, except the Fargo school district, are public school districts and shall be governed by the provisions of this title. Every public school district shall be a body corporate for school purposes and the name of such school district shall be substantially as follows:

"_____Public School District No._____

of _____ County, State of North Dakota."

The school district shall possess all the powers and shall perform all the duties usual to corporations for public purposes or conferred upon it by law. Under its name it may sue and be sued, enter into contracts, and convey such real and personal property as shall come into its possession by will or otherwise. It may have a corporate

seal by which its official acts may be attested. Whenever in the judgment of the school board of any public school district it is deemed desirable to change the name of the school district, or whenever one-third of the electors of the school district shall submit a petition requesting a change in the name of the school district, the school board shall submit the proposed name change at the next school election. Upon ratification of the proposed change of such name by a majority of the ballots cast on the question, the school district shall be renamed accordingly. The clerk of the school board of the district shall notify the county auditor, the county superintendent of schools, and the superintendent of public instruction of any change in the name of the district.

SECTION 2. AMENDMENT.) Section 15-53.1-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-53.1-02. REORGANIZATION NOT TO INCLUDE ANNEXATION OR DISSOLUTION - BOUNDARY CHANGES.) Article III, reorganization of school districts, shall not apply to article II, annexation of public school districts, or article IV, involuntary dissolution of public school districts, except where specifically referenced in articles II and IV. It is the intent of the legislative assembly that articles II and IV of this chapter shall remain separate and additional methods for the changing of school district boundaries. The boundaries of all school districts within the state of North Dakota shall be changed or altered only by annexation, reorganization, or involuntary dissolution as provided for in this chapter. Articles I, II, and IV of this chapter apply to all school districts in the state, including the board of education of the city of Fargo and the district under its jurisdiction for school purposes.

SECTION 3. REPEAL.) Sections 15-53.1-03 and 15-53.1-04 of the North Dakota Century Code are hereby repealed."

And renumber the lines and pages 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 Judiciary to whom was referred House Bill No. 1230 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13 delete the word "thirteen" and insert in lieu thereof the word "twelve"

And renumber the lines accordingly.

And when so amended recommends 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 Bill No. 1312 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Matheny 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. 1342 has had the same under consideration and recommends that 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 Finance and Taxation to whom

was referred House Bill No. 1384 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 1391 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17, place beginning triple parentheses before the word "whether"

On page 1, line 18, place ending triple parentheses after the comma
And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Backlin 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. 1434 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Olson 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 Concurrent Resolution No. 3009 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Austin

Rep. H. Christensen

Rep. Dick

Rep. Dotzenrod

Rep. Gronneberg

Rep. Grubb

Rep. Olson

Rep. Rundle

REP. ATKINSON, Chairman

Rep. Grubb moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3009 has had the same under consideration and recommends that the same do pass.

Rep. Atkinson

Rep. Stone

Rep. Kretschmar

Rep. LaGrave

Rep. Lundene

Rep. Winkjer

Rep. Vander Vorst

REP. ATKINSON, Chairman

Rep. Kretschmar moved that the report of the Minority be substituted for that of the Majority.

Rep. Dotzenrod:

"Mr. Speaker and Members of the Assembly:

"I request that my remarks be printed in the Journal.

"I rise to speak in defense of women and against this amendment.

"Like many of you, this has not been an easily arrived at decision. This amendment has much in it that is good. It was sup-

ported by large majorities in Congress. You may wonder about that as I did. Why are we, the states, asked to ratify? Congress did not pass this legislation. They agreed to propose this 27th Amendment to the states and let the states decide this issue. Congress could have passed a statutory law and assumed full responsibility as they did in passing the Civil Rights Act of 1964. They have said in effect, 'Let the states decide it'.

"How far can we go toward full equality of the sexes? There is a point beyond which we cannot legislate equality. It seems this amendment chooses to ignore completely the emotional and physical differences between men and women — these differences could have been taken care of if Senator Erwin's amendment had been included. This amendment reads:

"Neither the United States nor any State shall make any legal distinction between the rights and responsibilities of male or female persons unless such distinction is based upon physiological or functional differences between them.

This was not included and no recognition is given for these differences. Women will no longer be entitled to protective laws that now, and should, exist.

"Since history began, women have borne the children, and no law will change that, and they have set the harmony on the home. To offset this burden of women, men have had the role of provider, defender of the home, and fighting in the wars for home and country. I believe in this division of responsibility. Women cannot change their role as mothers. Therefore, men should provide and defend. Until such time as we produce babies in a test tube, that is the way it should be.

"I whole-heartedly believe we should extend to women every opportunity and all compensation that is available to men, but not to withdraw protection and exemption in those areas which by their nature pertain to their sex only.

"It is well for us to realize there are differences not created by law, and these cannot be abolished by laws. Those differences or discriminations that are created by law should be treated with corrective legislation, and it is to those areas that we should direct our attention. The good the Equal Rights Amendment would tend to do is not selective, and would carry with it constitutional confusion and psychological danger. Instead of treating the disease, we are endangering the patient. The reputable surgeon, in removing an appendix, does not slice away at the heart. In times of drought the farmer does not open the floodgates of the dam. Nor would a farmer use a weed spray in his wheat field that would seriously damage the grain in order to eradicate the weeds.

"This is largely represented as woman's rights amendment, when in reality it is more beneficial to men.

"The Equal Opportunity Act of 1972, forbids discrimination in every aspect of employment, including hiring, pay and promotions. Let us use the laws already enacted which are not being generally followed. Do we need more legislation until we enforce those we now have?

"During the hearing, Lana Tyrre, a lady attorney from Oklahoma, mentioned that she had taken 290 cases to court in the interest of women and won them all. Is not that evidence that we have the laws now, but are dragging our feet in enforcing them? This lady attorney was in favor of this amendment at one time, but after studying it closely is now firmly opposed to it.

"It has not been the practice of this legislature to pass or approve legislation that is as vague and uncertain in its possible implication as this amendment before us. Many in this body have not taken a studied look at this proposal. The states have seven years

to ratify. Let us take at least another two years to take a better look at this revolutionary amendment.

"Some have taken a stand for this amendment mainly because some conservatives are for it. I am sorry to see this reaction. Can anyone today be a complete conservative or a complete liberal and meet the problems that confront us with a genuine regard for the rights of all? I think not. Whether these problems are social, political, economic or of a religious nature should we not be ready to meet change as change is required, but should we not hold fast to those things that have proved good through the test of time?

"Finally, let us not be swayed in our decision because men in authority supported this amendment. We have long thought that men in authority were usually right, now we have learned they are just as probably wrong. The Tonkin Gulf Resolution, which committed us to a disastrous war that has shattered our nation, was made by men of authority. It has been said that this amendment can be as disastrous to our society as the Tonkin Gulf Resolution was to our nation.

"Let us remember specific problems, where they exist, require specific treatment. Where inequalities exist let us strive to remove them without wiping out all the benefits and privileges that apply to women. Regardless of what we hear in this assembly today, the majority of the women of this nation want those protective laws and privileges that have been secured after many years of effort. These privileges extend into all areas of human endeavor and social contact.

"Women trying to approve this amendment are being lured into a trap by the magic words 'equal rights'. In the words of Susan Sharp, Associate Justice of the North Carolina Supreme Court, 'If this is ratified, women who advocated its passage all have ambushed themselves'.

"Speaking in the defense of women, I have an obligation to resist this amendment."

Rep. Rundle:

"Mr. Speaker, Ladies and Gentlemen:

"I request that my remarks be printed in the Journal. I have the utmost confidence in the Desk Reporter to take notes as fast as I can talk. I think women are wonderful. I want that in the record. I think their judgment is good and in my district — I have every blooming letter I received from my district. I couldn't keep all the letters from the cities, my desk is too small, but from my district, the mail has run five or six to one in favor of the defeat of this amendment.

"The women in my district think we have treated them quite well. It used to be — my folks were on a ranch before the land was surveyed in 1897 — and it was said then the men were hard on their women and horses. Since then we have corrected that. The women — five or six to one — do not want this amendment, and this is a good reason for me to oppose it, plus the fact I am not considered a coward, and I feel the same way after listening to all the discussion on the rights they have now.

"I urge you to defeat the motion before the House, the motion that the Report of the Minority be substituted for the Majority."

Rep. Jaeger requested a recorded roll call vote on the motion of Rep. Kretschmar that the report of the Minority be substituted for the report of the Majority.

ROLL CALL

The question being on the motion of Rep. Kretschmar, the roll was called and there were ayes, 55; nays, 46; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Herman	Linderman	Raymond
Austin	Hildebrand	Livingston	Reimers
Backes	Hilleboe	Lodoen	Royse
Backlin	Jacob	Lundene	Solberg
Bassingthwaite	Jacobson	McGauvran	Stone
Berg	Jenkins	Martinson	Streibel
Bridston	Johnson, H.	Mertens	Strinden
Eagles	Kloubec	Metzger	Vander Vorst
Fleming	Kretschmar	Miedema	Wagner
Garnas	LaGrave	Olin	Watkins
Gengler	Langley	Opedahl	Wilkie
Hausauer, A.	Larson	Orange	Winge
Hendrickson	Laske	Poyzer	Mr. Speaker
Hentges	Leibhan	Rau	

Those voting in the negative were:

Christensen, H.	Gunderson	Laughlin	Rundle
Christensen, R.	Hartl	Lee	Schindler
Dick	Haugland	Matheny	Scofield
Dornacker	Hausauer, L.	Meyer	Stoltenow
Dotzenrod	Hensrud	Murphy	Thorsgard
Erickson	Hickle	Nermyr	Timm
Freborg	Jaeger	Olson	Tinjum
Froeber	Johnson, K.	Peterson	Twetén
Gackle	Kermott	Rice	Weber
Ganser	Kingsbury	Rivinius	Welder
Gronneberg	Knudson	Rued	Winkjer
Grubb	Lang		

Absent and not voting:

Marsden

The motion prevailed, and the Report of the Minority was substituted for the Report of the Majority, and House Concurrent Resolution No. 3009 was placed on the calendar.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1419 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, after the word "population" insert the following: ", providing a statement of legislative intent"

On page 1, line 10, delete the numerals "10,000" and insert in lieu thereof the numerals "6,000"

On page 1, line 14, delete "May 1" and insert in lieu thereof "June 30"

On page 1, line 16, delete "May 1" and insert in lieu thereof "June 30"

On page 1, after line 16, insert the following:

"(SECTION 2. INTENT.) It is the intent of the legislative assembly that the funds appropriated by this Act be expended immediately to reduce the coyote population in certain areas of the state where coyotes are committing depredations which are detrimental or a nuisance to the farmers and ranchers in those areas."

On page 1, line 17, delete the numeral "2" and insert in lieu thereof the numeral "3"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The decrease in the appropriation was allowed because the preda-

tory control people said \$6,000 was a satisfactory amount to fund the program.

The date was changed so that the predatory animal control program could do a more effective control program considering weather factors and animal population surveys.

REP. REIMERS, Chairman

Rep. Opedahl 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. 1518 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. 2019 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. 2021 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. 2022 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Scofield 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. 2024 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. 2040 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. 2087 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. 2166 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Martinson 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. 2188 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 Senate Bill No. 2225 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.

MOTION

Rep. Larson moved that the House reconsider its action by which Senate Bill No. 2065 was lost.

Rep. K. Johnson requested a recorded roll call vote on the motion of Rep. Larson to reconsider its action by which Senate Bill No. 2065 was lost.

The question being on the adoption of the motion of Rep. Larson.

ROLL CALL

The roll was called and there were ayes, 52; nays, 45; absent and not voting 5.

Those voting in the affirmative were:

Austin	Herman	Linderman	Scotfield
Backes	Hickle	Livingston	Solberg
Backlin	Hildebrand	Lundene	Stoltenow
Bridston	Johnson, H.	McGauvran	Stone
Dick	Johnson, K.	Matheny	Strinden
Dotzenrod	Knudson	Mertens	Thorsgard
Garnas	Kretschmar	Olson	Tinjum
Gengler	Lang	Opedahl	Tweten
Gronneberg	Langley	Orange	Vander Vorst
Gunderson	Larson	Poyzer	Weber
Hartl	Laske	Rau	Wilkie
Haugland	Laughlin	Royse	Winge
Hendrickson	Leibhan	Schindler	Winkjer

Those voting in the negative were:

Atkinson	Grubb	Kloubec	Raymond
Bassingthwaite	Hausauer, A.	Lee	Rice
Berg	Hausauer, L.	Lodoen	Rivinius
Christensen, H.	Hensrud	Martinson	Rued
Christensen, R.	Hentges	Metzger	Rundle
Eagles	Jacob	Meyer	Streibel
Erickson	Jacobson	Miedema	Timm
Fleming	Jaeger	Murphy	Wagner
Freborg	Jenkins	Nermyr	Watkins
Froeber	Kermott	Olin	Welder
Gackle	Kingsbury	Peterson	Mr. Speaker
Ganser			

Absent and not voting:

Dornacker	LaGrave	Marsden	Reimers
Hilleboe			

The motion prevailed.

MOTION

Rep. K. Johnson moved that Senate Bill No. 2065 be re-referred to the Committee on Agriculture, which motion prevailed.

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1022
House Bill No. 1032
House Bill No. 1042
House Bill No. 1043
House Bill No. 1063
House Bill No. 1117
House Bill No. 1128

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1022
House Bill No. 1032
House Bill No. 1042
House Bill No. 1043
House Bill No. 1063
House Bill No. 1117
House Bill No. 1128

Which the President has signed.

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

TWENTY-FIRST DAY

Bismarck, January 30, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Walter Dingfield, Pastor, Bismarck Baptist Church, Bismarck.

Roll was called and all members were present except Reps. Hilleboe, Marsden and Reimers.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 recommends that the same be corrected as follows:

Page 381, delete line 35.

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

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

MOTION

Rep. Streibel moved that House Concurrent Resolution No. 3009 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3009. A Concurrent Resolution for the ratification of a proposed amendment to the Constitution of the United States, prohibiting states from denying a citizen equality of rights under law on account of sex.

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, 51; nays, 49; absent and not voting 2.

Those voting in the affirmative were:

Backes	Hildebrand	Linderman	Rau
Backlin	Hilleboe	Livingston	Raymond
Bassingthwaite	Jacob	Lodoen	Royse
Berg	Jacobson	Lundene	Solberg
Bridston	Jenkins	McGauvran	Stone
Eagles	Johnson, H.	Martinson	Streibel
Fleming	Kloubec	Mertens	Strinden
Garnas	Kretschmar	Metzger	Wagner
Gengler	LaGrave	Miedema	Watkins
Hausauer, L.	Langley	Olin	Wilkie
Hendrickson	Larson	Opedahl	Winge
Hentges	Laske	Orange	Mr. Speaker
Herman	Leibhan	Poyzer	

Those voting in the negative were:

Atkinson	Grubb	Lang	Rundle
Austin	Gunderson	Laughlin	Schindler
Christensen, H.	Hartl	Lee	Scofield
Christensen, R.	Haugland	Matheny	Stoltenow
Dick	Hausauer, A.	Meyer	Thorsgard
Dornacker	Hensrud	Murphy	Timm
Dotzenrod	Hickle	Nermyr	Tinjum
Erickson	Jaeger	Olson	Tweten
Freborg	Johnson, K.	Peterson	Vander Vorst
Froeber	Kermott	Rice	Weber
Gackle	Kingsbury	Rivinius	Welder
Ganser	Knudson	Rued	Winkjer
Gronneberg			

Absent and not voting:

Marsden Reimers

So the House Concurrent Resolution was declared lost.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1305 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

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

House Bill No. 1305 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1335 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.

House Bill No. 1335 was indefinitely postponed.

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

House Bill No. 1341 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1480 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.

House Bill No. 1480 was indefinitely postponed.

SIXTH ORDER OF BUSINESS

Rep. Gackle moved that the amendments to House Bill No. 1050 as recommended by the Committee on Transportation as printed on page 396 of the House Journal be adopted, which motion failed.

House Bill No. 1050 was placed on the calendar without amendments.

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

"I request that my remarks be printed in the Journal.

"In reference to the discussion we have just had pertaining to H.B. 1050 relating to the amendments to the bill being rejected, I feel it important that this is inserted in the record.

"Although I cannot speak for everyone who was supporting the amendments to this bill whereby the smaller cities would stand to gain dollars from the gas tax distribution, I would hope that I am.

"In behalf of those in the so-called, referred to rural areas, it is our hope that we will all join together and work with each other, large or small, to continue to build our state for the benefit of each community and all citizens alike. May the League of Municipalities continue to represent all our cities and through this organization continually recognize each others problems. May we, as legislators, represent our districts, but foremost keep in mind that we must work together, win or lose, to maintain this great state of ours for the benefit of all our citizens."

MOTION

Rep. Matheny moved that the vote by which House Concurrent Resolution No. 3009 lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

SIXTH ORDER OF BUSINESS

Rep. Gackle has moved that the amendments to House Bill No. 1170 as recommended by the Committee on Transportation as printed on pages 397 through 399 of the House Journal be adopted, which motion prevailed.

Rep. Murphy has moved that the amendments to House Bill No. 1243 as recommended by the Committee on Finance and Taxation as printed on pages 399 and 400 of the House Journal be adopted, which motion prevailed.

Rep. Royse has moved that the amendments to House Bill No. 1334 as recommended by the Committee on Finance and Taxation as printed on page 400 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1108. A Bill for an Act to amend and reenact section 11-07-03 of the North Dakota Century Code, relating to county redistricting.

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, 1; absent and not voting 8.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Raymond
Austin	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Hilleboe	McGauvran	Scofield
Dick	Jacob	Martinson	Solberg
Dornacker	Jacobson	Matheny	Stoltenow
Dotzenrod	Jaeger	Mertens	Stone
Eagles	Jenkins	Metzger	Streibel
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Gackle	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gengler	Lang	Orange	Wilkie
Gronneberg	Langley	Peterson	Winge
Gunderson	Larson	Poyzer	Winkjer
Hartl	Laske	Rau	Mr. Speaker
Haugland			

Those voting in the negative were:

Grubb

Absent and not voting:

Backes	Kingsbury	Reimers	Weber
Hensrud	Marsden	Strinden	Welder

So the bill passed and the title was agreed to.

House Bill No. 1214. A Bill for an Act to amend and reenact subsection 2 of section 27-20-26 of the North Dakota Century Code, relating to the definition of a needy person under the Uniform Juvenile Court Act, and creating a parent's duty to provide legal counsel for their children involved in proceedings under the Uniform Juvenile Court 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, 94; nays, 1; absent and not voting 7.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, R.	Hildebrand	McGauvran	Scofield
Dick	Hilleboe	Martinson	Solberg
Dornacker	Jacob	Matheny	Stoltenow

Dotzenrod	Jacobson	Mertens	Stone
Eagles	Jaeger	Metzger	Streibel
Erickson	Jenkins	Meyer	Strinden
Fleming	Johnson, H.	Miedema	Thorsgard
Freborg	Johnson, K.	Murphy	Timm
Froeber	Kermott	Nermyr	Tinjum
Gackle	Kloubec	Olin	Tweten
Ganser	Knudson	Olson	Vander Vorst
Garnas	Kretschmar	Opedahl	Wagner
Gronneberg	LaGrave	Orange	Watkins
Grubb	Lang	Peterson	Weber
Gunderson	Langley	Poyzer	Wilkie
Hartl	Larson	Rau	Winge
Haugland	Laske	Raymond	Mr. Speaker
Hausauer, A.	Laughlin		

Those voting in the negative were:

Winkjer

Absent and not voting:

Backes	Gengler	Marsden	Welder
Christensen, H.	Kingsbury	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1265. A Bill for an Act to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to Juvenile court personnel.

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, 26; absent and not voting 7.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Royse
Austin	Hausauer, A.	Linderman	Rued
Backes	Hausauer, L.	Livingston	Scotfield
Backlin	Hentges	Lodoen	Stoltenow
Bassingthwaite	Herman	Martinson	Stone
Berg	Hildebrand	Matheny	Streibel
Bridston	Hilleboe	Mertens	Strinden
Christensen, R.	Jacob	Metzger	Timm
Dick	Jacobson	Meyer	Tinjum
Dornacker	Jenkins	Miedema	Vander Vorst
Dotzenrod	Kermott	Nermyr	Wagner
Eagles	Kloubec	Olin	Watkins
Fleming	Kretschmar	Olson	Weber
Froeber	LaGrave	Orange	Wilkie
Ganser	Lang	Peterson	Winge
Garnas	Langley	Poyzer	Winkjer
Gengler	Larson	Rice	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Erickson	Hickle	Lundene	Rundle
Freborg	Jaeger	McGauvran	Schindler
Gackle	Johnson, H.	Murphy	Solberg
Grubb	Johnson, K.	Rau	Thorsgard
Gunderson	Laske	Raymond	Tweten
Hartl	Lee	Rivinius	Welder
Hensrud	Leibhan		

Absent and not voting:

Christensen, H.	Kingsbury	Marsden	Reimers
Hendrickson	Knudson	Opedahl	

So the bill passed and the title was agreed to.

House Bill No. 1270. A Bill for an Act to amend and reenact section 44-05-03 of the North Dakota Century Code, relating to fees for taking acknowledgement and administering oaths and raising the fee.

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, 11; absent and not voting 5.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Royse
Austin	Haugland	Laughlin	Rued
Backes	Hausauer, A.	Linderman	Rundle
Backlin	Hausauer, L.	Livingston	Schindler
Bassingthwaite	Hensrud	Lodoen	Scotfield
Berg	Hentges	McGauvran	Solberg
Bridston	Herman	Martinson	Stoltenow
Christensen, H.	Hickle	Matheny	Stone
Christensen, R.	Hildebrand	Mertens	Streibel
Dick	Jacob	Metzger	Strinden
Dornacker	Jacobson	Meyer	Thorsgard
Dotzenrod	Jaeger	Miedema	Timm
Eagles	Jenkins	Olin	Tinjum
Fleming	Johnson, H.	Olson	Vander Vorst
Freborg	Johnson, K.	Opedahl	Wagner
Froeber	Kermott	Orange	Watkins
Gackle	Kloubec	Peterson	Welder
Garnas	Knudson	Rau	Wilkie
Gengler	Kretschmar	Raymond	Winge
Gronneberg	LaGrave	Rice	Winkjer
Grubb	Lang	Rivinius	Mr. Speaker
Gunderson	Langley		

Those voting in the negative were:

Erickson	Laske	Murphy	Tweten
Ganser	Lee	Nermyr	Weber
Hilleboe	Leibhan	Poyzer	
Absent and not voting:			
Hendrickson	Lundene	Marsden	Reimers
Kingsbury			

So the bill passed and the title was agreed to.

House Bill No. 1426. A Bill for an Act to authorize the state board of higher education to dedicate certain lands to the city of Dickinson and to appropriate funds for a street project upon that 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, 91; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Royse
Austin	Hausauer, A.	Laughlin	Rued
Backes	Hausauer, L.	Lee	Rundle
Backlin	Hendrickson	Linderman	Schindler
Berg	Hensrud	Livingston	Scotfield
Bridston	Hentges	Lodoen	Solberg
Christensen, H.	Herman	Lundene	Stoltenow
Christensen, R.	Hickle	Martinson	Stone
Dick	Hilleboe	Matheny	Streibel
Dornacker	Jacob	Mertens	Thorsgard
Dotzenrod	Jacobson	Metzger	Timm
Eagles	Jaeger	Meyer	Tinjum

Erickson	Jenkins	Miedema	Tweten
Fleming	Johnson, H.	Nermyr	Vander Vorst
Freborg	Johnson, K.	Olin	Wagner
Froeber	Kermott	Olson	Watkins
Gackle	Kloubec	Opedahl	Weber
Garnas	Knudson	Orange	Welder
Gengler	Kretschmar	Peterson	Wilkie
Gronneberg	LaGrave	Poyzer	Winge
Grubb	Lang	Raymond	Winkjer
Gunderson	Langley	Rice	Mr. Speaker
Hartl	Larson	Rivinius	

Those voting in the negative were:
 Basingthwaite Hildebrand McGauvran Rau
 Ganser Leibhan Murphy

Absent and not voting:
 Kingsbury Marsden Reimers Strinden

So the bill passed and the title was agreed to.

House Bill No. 1450. 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 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, 73; nays, 23; absent and not voting 6.

Those voting in the affirmative were:

Atkinson	Hendrickson	Laughlin	Rau
Austin	Hensrud	Lee	Raymond
Backlin	Hentges	Leibhan	Rice
Berg	Herman	Linderman	Rivinius
Bridston	Hildebrand	Livingston	Royse
Christensen, H.	Hilleboe	Lodoen	Rued
Dick	Jacob	Lundene	Rundle
Dotzenrod	Jenkins	McGauvran	Schindler
Eagles	Johnson, K.	Martinson	Stoltenow
Erickson	Kermott	Matheny	Stone
Froeber	Kloubec	Mertens	Streibel
Ganser	Knudson	Metzger	Strinden
Garnas	Kretschmar	Meyer	Timm
Gengler	LaGrave	Miedema	Wagner
Gronneberg	Lang	Nermyr	Watkins
Hartl	Langley	Olson	Weber
Haugland	Larson	Orange	Winge
Hausauer, A.	Laske	Peterson	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:

Basingthwaite	Grubb	Murphy	Tinjum
Christensen, R.	Gunderson	Opedahl	Tweten
Dornacker	Hickle	Poyzer	Vander Vorst
Fleming	Jacobson	Scofield	Welder
Freborg	Jaeger	Solberg	Winkjer
Gackle	Johnson, H.	Thorsgard	
Absent and not voting:			
Backes	Marsden	Reimers	Wilkie
Kingsbury	Olin		

So the bill passed and the title was agreed to.

House Bill No. 1479. A Bill for an Act to amend and reenact section 29-11-10.1 of the North Dakota Century Code, relating to charging crime in separate counts and consolidating indictments and informations.

Which has been read.

Rep. Atkinson requested unanimous consent to amend House Bill No. 1479, which request was granted.

Rep. Atkinson moved that House Bill No. 1479 be amended as follows:

Page 1, line 14, delete the word "committeed" and insert in lieu thereof the word "committed"

Which motion prevailed.

Rep Atkinson moved that the rules be suspended, and that House Bill No. 1479 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1479. A Bill for an Act to amend and reenact section 29-11-10.1 of the North Dakota Century Code, relating to charging crime in separate counts and consolidating indictments and informations.

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 4.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Raymond
Austin	Haugland	Laske	Rice
Backes	Hausauer, A.	Laughlin	Rivinius
Backlin	Hausauer, L.	Lee	Royse
Bassingthwaite	Hendrickson	Leibhan	Rued
Berg	Hensrud	Linderman	Rundle
Bridston	Hentges	Livingston	Schindler
Christensen, H.	Herman	Lodoen	Scofield
Christensen, R.	Hickle	Lundene	Solberg
Dick	Hildebrand	McGauvran	Stoltenow
Dornacker	Hilleboe	Martinson	Stone
Dotzenrod	Jacob	Matheny	Streibel
Eagles	Jacobson	Mertens	Strinden
Erickson	Jaeger	Metzger	Thorsgard
Fleming	Jenkins	Miedema	Timm
Freborg	Johnson, H.	Murphy	Tinjum
Froeber	Johnson, K.	Nermyr	Tweten
Gackle	Kermott	Olin	Vander Vorst
Ganser	Kloubec	Olson	Wagner
Garnas	Knudson	Opedahl	Watkins
Gengler	Kretschmar	Orange	Weber
Gronneberg	LaGrave	Peterson	Welder
Grubb	Lang	Poyzer	Winge
Gunderson	Langley	Rau	Mr. Speaker

Those voting in the negative were:

Meyer Winkjer

Absent and not voting:

Kingsbury Marsden Reimers Wilkie

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 2114. A Bill for an Act to provide that the alteration of odometers or other mileage recorders is a misdemeanor, 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, 84; nays, 14; absent and not voting 4.

Those voting in the affirmative were:

Atkinson	Gunderson	Lee	Royce
Austin	Hartl	Leibhan	Rued
Backes	Haugland	Linderman	Rundle
Backlin	Hausauer, A.	Livingston	Schindler
Bassingthwaite	Hausauer, L.	Lodoen	Scofield
Berg	Hendrickson	Lundene	Solberg
Bridston	Herman	McGauvran	Stoltenow
Christensen, H.	Hildebrand	Martinson	Stone
Christensen, R.	Hilleboe	Matheny	Streibel
Dick	Jacob	Mertens	Strinden
Dornacker	Jacobson	Meyer	Thorsgard
Dotzenrod	Johnson, H.	Nermyr	Timm
Eagles	Johnson, K.	Olin	Tinjum
Erickson	Kermott	Olson	Tweten
Fleming	Knudson	Opedahl	Vander Vorst
Froeber	Kretschmar	Orange	Wagner
Gackle	LaGrave	Poyzer	Watkins
Ganser	Lang	Rau	Weber
Garnas	Langley	Raymond	Winge
Gengler	Larson	Rice	Winkjer
Gronneberg	Laughlin	Rivinius	Mr. Speaker

Those voting in the negative were:

Freborg	Hickle	Laske	Murphy
Grubb	Jaeger	Metzger	Peterson
Hensrud	Jenkins	Miedema	Welder
Hentges	Kloubec		

Absent and not voting:

Kingsbury	Marsden	Reimers	Wilkie
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So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1388. A Bill for an Act to amend and reenact sections 15-63-03 and 15-63-05 of the North Dakota Century Code, relating to the number and payment of scholarships awarded by the state board for Indian scholarships; and to repeal section 15-63-06 of the North Dakota Century Code, relating to the use of unused scholarship funds.

Which has been read.

Rep. Wagner moved that House Bill No. 1388 be re-referred to the Committee on Appropriations, which motion failed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 5; absent and not voting 5.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, L.	Lee	Royce
Backes	Hendrickson	Leibhan	Rued
Backlin	Hensrud	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scofield
Bridston	Hickle	Lundene	Solberg
Christensen, H.	Hildebrand	McGauvran	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner

Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Rice	Mr. Speaker

Those voting in the negative were:

Freborg	Hausauer, A.	Jaeger	Metzger
Grubb			

Absent and not voting:

Lang	Poyzer	Reimers	Wilkie
Marsden			

So the bill passed and the title was agreed to.

House Bill No. 1406. A Bill for an Act to amend and reenact section 15-10-28 of the North Dakota Century Code, relating to agreements between the state board of higher education and institutions of higher learning in other states.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rice
Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Royse
Backlin	Hendrickson	Leibhan	Rued
Bassingthwaite	Hensrud	Linderman	Rundle
Berg	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Scotfield
Christensen, H.	Hickle	Lundene	Solberg
Christensen, R.	Hildebrand	McGauvran	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Strinden
Eagles	Jaeger	Metzger	Thorsgard
Erickson	Jenkins	Meyer	Timm
Fleming	Johnson, H.	Miedema	Tinjum
Freborg	Johnson, K.	Murphy	Tweten
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Peterson	Winge
Grubb	Lang	Poyzer	Winkjer
Gunderson	Langley	Rau	Mr. Speaker
Hartl	Larson	Raymond	

Absent and not voting:

Marsden	Reimers	Wilkie
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So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that the House continue on the Eleventh Order, considering those bills considered under the Sixth Order before 2:00 p.m., 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. 1083

House Bill No. 1183

House Bill No. 1229
 House Bill No. 1321
 House Concurrent Resolution No. 3018
 And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1083. A Bill for an Act to create and enact subsection 10 of section 43-17-02 of the North Dakota Century Code relating to the exemption of physician's trained assistants from the license requirements of the chapter.

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 8.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Laske	Rice
Austin	Hendrickson	Laughlin	Rivinius
Backes	Hensrud	Lee	Royse
Backlin	Hentges	Leibhan	Rued
Bassingthwaite	Herman	Linderman	Rundle
Bridston	Hickle	Livingston	Schindler
Christensen, H.	Hildebrand	Lodoen	Scofield
Christensen, R.	Hilleboe	Lundene	Solberg
Dick	Jacob	McGauvran	Stoltenow
Dornacker	Jacobson	Martinson	Stone
Eagles	Jaeger	Matheny	Streibel
Erickson	Jenkins	Meyer	Strinden
Fleming	Johnson, H.	Miedema	Thorsgard
Freborg	Johnson, K.	Murphy	Timm
Froeber	Kermott	Nermyr	Tinjunm
Gackle	Kingsbury	Olin	Tweten
Ganser	Kloubec	Olson	Vander Vorst
Garnas	Knudson	Opedahl	Watkins
Gronneberg	Kretschmar	Orange	Weber
Grubb	LaGrave	Peterson	Welder
Hartl	Lang	Poyzer	Winge
Haugland	Langley	Rau	Winkjer
Hausauer, A.	Larson	Raymond	Mr. Speaker

Those voting in the negative were:

Metzger Wagner

Absent and not voting:

Berg	Gengler	Marsden	Reimers
Dotzenrod	Gunderson	Mertens	Wilkie

So the bill passed and the title was agreed to.

House Bill No. 1183. A Bill for an Act to amend and reenact paragraph (3) of subdivision a of subsection 6 of section 50-09-01 of the North Dakota Century Code, relating to definitions of dependent children who attend academic or vocational courses.

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, 20; absent and not voting 8.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Raymond
Austin	Hendrickson	Leibhan	Rice

Backes	Hensrud	Linderman	Rivinius
Backlin	Hentges	Livingston	Royse
Bassingthwaite	Herman	Lodoen	Rued
Berg	Hildebrand	Lundene	Scofield
Bridston	Jacob	McGauvran	Solberg
Christensen, H.	Jacobson	Martinson	Stone
Christensen, R.	Johnson, H.	Mertens	Streibel
Dick	Johnson, K.	Meyer	Strinden
Dornacker	Kermott	Miedema	Timm
Dotzenrod	Kingsbury	Murphy	Tinjum
Eagles	Knudson	Nermyr	Tweten
Erickson	Kretschmar	Olin	Vander Vorst
Freborg	LaGrave	Opedahl	Watkins
Froeber	Langley	Orange	Winge
Gackle	Larson	Peterson	Winkjer
Gronneberg	Laske	Rau	Mr. Speaker
Hartl	Laughlin		

Those voting in the negative were:

Fleming	Hausauer, L.	Lang	Rundle
Ganser	Hickle	Matheny	Schindler
Garnas	Jaeger	Metzger	Thorsgard
Grubb	Jenkins	Olson	Wagner
Hausauer, A.	Kloubec	Poyzer	Weider

Absent and not voting:

Gengler	Hilleboe	Reimers	Weber
Gunderson	Marsden	Stoltenow	Wilkie

So the bill passed and the title was agreed to.

House Bill No. 1229. A Bill for an Act to create and enact a new section of chapter 20.1-08, as contained in section 15 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to issuance of big game licenses or permits by lottery; to amend and reenact section 20.1-03-11 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the issuance of special permits to hunt deer; and to amend and reenact section 20.1-08-04 of the North Dakota Century Code as contained in section 15 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the issuance of big game licenses by lottery.

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, 63; absent and not voting 4.

Those voting in the affirmative were:

Backes	Johnson, K.	Livingston	Scofield
Bassingthwaite	Kermott	Lundene	Solberg
Christensen, H.	Knudson	Mertens	Thorsgard
Dornacker	Kretschmar	Olson	Vander Vorst
Freborg	LaGrave	Opedahl	Weber
Froeber	Langley	Poyzer	Winge
Gunderson	Laughlin	Raymond	Winkjer
Haugland	Lee	Rivinius	Mr. Speaker
Jacob	Linderman	Royse	

Those voting in the negative were:

Atkinson	Grubb	Lang	Rau
Austin	Hartl	Larson	Rice
Backlin	Hausauer, A.	Laske	Rued
Berg	Hendrickson	Leibhan	Rundle
Bridston	Hensrud	Lodoen	Schindler
Christensen, R.	Hentges	McGauvran	Stoltenow
Dick	Herman	Martinson	Stone

Dotzenrod	Hickle	Matheny	Streibel
Eagles	Hildebrand	Metzger	Strinden
Erickson	Hilleboe	Meyer	Timm
Fleming	Jacobson	Miedema	Tinjum
Gackle	Jaeger	Murphy	Tweten
Ganser	Jenkins	Nermyr	Wagner
Garnas	Johnson, H.	Olin	Watkins
Gengler	Kingsbury	Orange	Welder
Gronneberg	Kloubec	Peterson	
Absent and not voting:			
Hausauer, L.	Marsden	Reimers	Wilkie

So the bill lost.

House Bill No. 1321. A Bill for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041 of the forty-third legislative assembly, relating to the service fee received by agents who sell hunting and fishing licenses and stamps.

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, 5; absent and not voting 4.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rivinius
Austin	Hausauer, A.	Laughlin	Royse
Backes	Hendrickson	Leibhan	Rued
Backlin	Hensrud	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scotfield
Bridston	Hickle	Lundene	Solberg
Christensen, H.	Hilleboe	McGauvran	Stoltenow
Christensen, R.	Jacob	Martinson	Stone
Dick	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Nermyr	Tinjum
Freborg	Kermott	Olin	Tweten
Froeber	Kingsbury	Olson	Vander Vorst
Gackle	Kloubec	Opedahl	Wagner
Ganser	Knudson	Orange	Watkins
Garnas	Kretschmar	Peterson	Weber
Gengler	LaGrave	Poyzer	Welder
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Rice	Mr. Speaker
Hartl			

Those voting in the negative were:

Dornacker	Lee	Mertens	Murphy
Hildebrand			

Absent and not voting:

Hausauer, L.	Marsden	Reimers	Wilkie
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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. 3018. A Concurrent Resolution expressing support of the public access program administered by the Agricultural Stabilization and Conservation Service of the United States Department of Agriculture.

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.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1022

House Bill No. 1032

House Bill No. 1042

House Bill No. 1043

House Bill No. 1063

House Bill No. 1117

House Bill No. 1128

Were delivered to the Governor for his approval at the hour of 2:15 o'clock p.m., January 30, 1973.

REP. MIEDEMA, Chairman

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1188

House Bill No. 1215

House Bill No. 1250

House Bill No. 1252

House Bill No. 1260

House Bill No. 1263

House Bill No. 1283

House Bill No. 1284

House Bill No. 1319

House Bill No. 1324

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2017

Senate Bill No. 2043

Senate Bill No. 2067

Senate Bill No. 2082

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No 1041

House Bill No. 1059

House Bill No. 1082

House Concurrent Resolution 3008

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2132

Senate Bill No. 2219

Senate Bill No. 2232

Senate Bill No. 2235

Senate Bill No. 2268

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1106

Which the Senate failed to reconsider.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1021

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 2017

Senate Bill No. 2043

Senate Bill No. 2067

Senate Bill No. 2082

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

MESSAGE TO THE SENATE

House Chambers

Mr. President: I have the honor to return herewith the following,

Senate Bill No. 2017

Senate Bill No. 2043

Senate Bill No. 2067

Senate Bill No. 2082

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

POINT OF PERSONAL PRIVILEGE

Rep. Eagles: "Mr. Speaker:

"I rise on a point of personal privilege and request that my remarks be printed in the Journal.

"It is always difficult to lose, but it is twice as difficult when you are not truly out-voted — you are out-smarted, and on a measure of such importance to so many people, it is especially difficult.

"The vote today has been most interesting. We went from a 55-46 vote in favor of the Minority Report to a 51-49 on the measure. At this point of time, one of the members who we knew had voted for the amendment was absent for a doctor's appointment. The clincher motion at this point was a very clever move, but I am sure that this legislative body, which has repeatedly spoken out on the right of the people to vote on issues, did not want to deny this man his vote.

"Did you really want to win in this manner?"

Rep. Streibel moved that 250 more copies be printed of House Bills Nos. 1026 and 1496, and 250 copies be printed of the engrossed House Bills Nos. 1183 and 1170, 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 recessed until 12:30 p.m., Wednesday, January 31, 1973, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2004. A Bill for an Act making an appropriation for defraying the expenses of various divisions thereof of the state of North Dakota and which are under the supervision of the director of accounts and purchases.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2049 (Alternative 3). A Bill for an Act to create and enact chapter 12.1-20 of the North Dakota Century Code, providing definitions of criminal sexual offenses and providing penalties; to amend and reenact subsection 3 of section 12.1-16-01 of the North Dakota Century Code, as created by section 16 of Senate Bill No. 2045, as approved by the forty-third legislative assembly, and subsection 1 of section 12.1-29-05 of the North Dakota Century Code, as created by section 28 of Senate Bill No. 2045, as approved by the forty-third legislative assembly, relating to the felony-murder rule and to a definition of "sexual activity"; to repeal chapter 12-30, and sections 12-22-02, 12-22-03, 12-22-04, 12-22-05, 12-22-06, 12-22-07, 12-22-08, 12-22-09, 12-22-10, 12-22-11, and 12-22-12 of the North Dakota Century Code, defining rape and other sexual offenses; and providing an effective date.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2203. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to movement of certain vehicles on the highways of this state and setting limitations

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2222. A Bill for an Act to repeal section 5-01-07 of the North Dakota Century Code, relating to township beer and liquor licenses.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2242. A Bill for an Act to amend and reenact section 54-10-14 of the North Dakota Century Code as amended by section 3 of chapter 493 of the 1971 Session Laws of North Dakota, relating to auditing of political subdivisions.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2249. 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.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2250. A Bill for an Act to amend and reenact section 39-24-02 of the North Dakota Century Code, relating to the registration and titling of snowmobiles.

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 subsection 1 of section 2-06-03 of the North Dakota Century Code, relating to the creation of a regional airport authority.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2266. A Bill for an Act to create and enact section 30-10-02.1 of the North Dakota Century Code, authorizing the appointment of a guardian of the person or estate of a competent person.

Which was read the first time and referred to the Committee on Judiciary.

Pursuant to Rep. Streibel's motion, the House stood recessed until 12:30 p.m., Wednesday, January 31, 1973.

ROY GILBREATH, Chief Clerk

TWENTY-FIRST DAY AFTER RECESS AND
TWENTY-SECOND DAY

Bismarck, January 31, 1973

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bunker 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. 1084

House Bill No. 1170

House Bill No. 1243

House Bill No. 1334

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Stoltenow has moved that the amendments to House Bill No. 1180 as recommended by the Committee on Education as printed on pages 404 and 405 of the House Journal be adopted, which motion prevailed.

Rep. Rundle has moved that the amendments to House Bill No. 1230 as recommended by the Committee on Judiciary as printed on page 405 of the House Journal be adopted, which motion prevailed.

Rep. Backlin has moved that the amendments to House Bill No. 1391 as recommended by the Committee on Education as printed on page 406 of the House Journal be adopted, which motion prevailed.

Rep. Opedahl has moved that the amendments to House Bill No. 1419 as recommended by the Committee on Appropriations as printed on pages 409 and 410 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1312. A Bill for an Act to amend and reenact subsection 4 of section 57-24-03, section 57-24-07, subsection 2 of section 57-24-12, and section 57-28-06 of the North Dakota Century Code, relating to advertising costs of notice of sale of land for delinquent taxes, and to the cost of publication of notice of expiration of redemption period.

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, 11.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, L.	Leibhan	Royce
Backes	Hendrickson	Linderman	Rued
Bassingthwaite	Hensrud	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Streibel
Dornacker	Jaeger	Matheny	Strinden
Dotzenrod	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker
Haugland	Laughlin	Reimers	

Absent and not voting:

Backlin	Hickle	Metzger	Stone
Eagles	Jacobson	Peterson	Welder
Hartl	Larson	Rice	

So the bill passed and the title was agreed to.

House Bill No. 1342. A Bill for an Act to amend and reenact section 57-37-24 of the North Dakota Century Code, to provide for the distribution of a portion of estate taxes to townships.

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, 18; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Grubb	Larson	Opedahl
Austin	Gunderson	Laske	Poyzer
Backes	Haugland	Laughlin	Rau
Bassingthwaite	Hausauer, L.	Lee	Raymond
Berg	Hendrickson	Leibhan	Reimers
Bridston	Hensrud	Linderman	Rued
Christensen, H.	Herman	Livingston	Schindler
Dick	Hickle	Lodoen	Scofield
Dornacker	Hildebrand	Lundene	Solberg
Dotzenrod	Hilleboe	McGauvran	Stoltenow
Eagles	Jacobson	Marsden	Thorsgard
Erickson	Jaeger	Matheny	Timm
Fleming	Jenkins	Mertens	Tinjum
Freborg	Johnson, H.	Metzger	Tweten
Froeber	Johnson, K.	Meyer	Watkins
Gackle	Kermott	Miedema	Weber
Ganser	Kingsbury	Murphy	Winge
Garnas	Knudson	Nermyr	Mr. Speaker
Gengler	Lang	Olin	
Gronneberg	Langley	Olson	

Those voting in the negative were:

Christensen, R.	Kloubec	Royce	Vander Vorst
Hartl	Kretschmar	Rundle	Wagner
Hausauer, A.	LaGrave	Streibel	Wilkie
Hentges	Martinson	Strinden	Winkjer
Jacob	Orange		

Absent and not voting:

Backlin	Rice	Stone	Welder
Peterson	Rivinius		

So the bill passed and the title was agreed to.

House Bill No. 1384. A Bill for an Act to amend and reenact section 57-38-61 of the North Dakota Century Code, relating to which provisions of the income tax chapter are applicable to the withholding of income tax from the wages of nonresident employees and the amount of income tax withheld that can be refunded; and providing for 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, 94; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rivinius
Austin	Hausauer, L.	Lee	Royse
Backes	Hensrud	Leibhan	Rued
Backlin	Hentges	Linderman	Rundle
Bassingthwaite	Herman	Livingston	Schindler
Berg	Hickle	Lodoen	Scofield
Bridston	Hildebrand	Lundene	Solberg
Christensen, H.	Hilleboe	McGauvran	Stoltenow
Christensen, R.	Jacob	Marsden	Stone
Dick	Jacobson	Martinson	Streibel
Dornacker	Jaeger	Matheny	Strinden
Dotzenrod	Jenkins	Mertens	Thorsgard
Eagles	Johnson, H.	Metzger	Timm
Erickson	Johnson, K.	Meyer	Tinjum
Fleming	Kermott	Miedema	Tweten
Freborg	Kingsbury	Murphy	Vander Vorst
Froeber	Kloubec	Nermyr	Wagner
Gackle	Knudson	Olin	Watkins
Ganser	Kretschmar	Olson	Weber
Garnas	LaGrave	Opedahl	Wilkie
Gengler	Lang	Orange	Winge
Gronneberg	Langley	Raymond	Winkjer
Grubb	Larson	Reimers	Mr. Speaker
Haugland	Laske		

Those voting in the negative were:

Gunderson	Hendrickson	Rau	Rice
Hartl	Poyzer		

Absent and not voting:

Peterson	Welder
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So the bill passed and the title was agreed to.

House Bill No. 1434. A Bill for an Act to amend and reenact section 16-18-14 of the 1971 Supplement to the North Dakota Century Code, relating to 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, 96; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rivinius
Austin	Hendrickson	Linderman	Royse
Backes	Hensrud	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hickle	McGauvran	Scofield

Bridston	Hildebrand	Marsden	Solberg
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dornacker	Jenkins	Mertens	Streibel
Dotzenrod	Johnson, H.	Metzger	Strinden
Eagles	Johnson, K.	Meyer	Thorsgard
Erickson	Kermott	Miedema	Timm
Fleming	Kingsbury	Murphy	Tinjum
Freborg	Kloubec	Nermyr	Tweten
Froeber	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gengler	Lang	Orange	Weber
Gronneberg	Langley	Poyzer	Welder
Gunderson	Larson	Rau	Wilkie
Hartl	Laske	Raymond	Winge
Haugland	Laughlin	Reimers	Winkjer
Hausauer, A.	Lee	Rice	Mr. Speaker

Those voting in the negative were:

Christensen, H. Grubb Jaeger

Absent and not voting:

Gackle Hilleboe Peterson

So the bill passed and the title was agreed to.

House Bill No. 1518. A Bill for an Act to amend and reenact section 51-10-06 of the North Dakota Century Code, relating to powers of the trade 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, 101; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Bakes	Hensrud	Linderman	Royce
Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Berg	Hickle	Lundene	Schindler
Bridston	Hildebrand	McGauvran	Scotfield
Christensen, H.	Hilleboe	Marsden	Solberg
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dornacker	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Orange	Weber
Gronneberg	Lang	Peterson	Welder
Grubb	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Gackle

So the bill passed and the title was agreed to.

MOTION

Rep. Hentges moved that Senate Bills Nos. 2019, 2021, 2022 and 2024 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2040. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to the membership of 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, 90; nays, 11; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Leibhan	Rued
Backlin	Hendrickson	Livingston	Rundle
Berg	Hensrud	Lodoen	Schindler
Bridston	Hentges	Martinson	Scofield
Christensen, H.	Herman	Matheny	Stoltenow
Christensen, R.	Hickle	Mertens	Stone
Dick	Hildebrand	Metzger	Streibel
Dornacker	Hilleboe	Miedema	Strinden
Dotzenrod	Jacob	Murphy	Thorsgard
Eagles	Jaeger	Nermyr	Timm
Erickson	Jenkins	Olin	Tinjum
Freborg	Johnson, H.	Olson	Tweten
Froeber	Kingsbury	Opedahl	Vander Vorst
Gackle	Kloubec	Orange	Wagner
Ganser	Knudson	Peterson	Watkins
Garnas	Kretschmar	Poyzer	Weber
Gengler	LaGrave	Rau	Welder
Gronneberg	Lang	Raymond	Winge
Grubb	Langley	Reimers	Winkjer
Gunderson	Larson	Rice	Mr. Speaker
Hartl	Laske		

Those voting in the negative were:

Bassingthwaite	Johnson, K.	McGauvran	Solberg
Fleming	Linderman	Marsden	Wilkie
Jacobson	Lundene	Meyer	

Absent and not voting:
Kermott

So the bill passed and the title was agreed to.

Senate Bill No. 2087. A Bill for an Act to amend and reenact section 54-52.1-06 of the North Dakota Century Code, relating to the uniform group insurance program and disposition of refunds, rebates and dividends.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 1; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Backes	Hensrud	Linderman	Royse
Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Berg	Hickle	Lundene	Schindler
Bridston	Hildebrand	McGauvran	Scofield
Christensen, H.	Hilleboe	Marsden	Solberg
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone

Dornacker	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:
Hartl

So the bill passed and the title was agreed to.

Senate Bill No. 2166. A Bill for an Act to amend and reenact section 10 of chapter 462 of the 1969 Session Laws of North Dakota, as amended by section 2 of chapter 526 of the 1971 Session Laws of North Dakota, relating to the permanent repository of the records of the North Dakota Constitutional Convention of 1971-1972.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin'	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse
Backlin	Hensrud	Livingston	Rued
Bassinghwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland	Laughlin		

So the bill passed and the title was agreed to.

Senate Bill No. 2188. A Bill for an Act to authorize the North Dakota legislative council to make corrections in the North Dakota Unemployment Compensation Law to be submitted to the publisher of the North Dakota Century Code for inclusion in the publication of Replacement Volume Ten.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, and the roll was called and there were ayes, 102; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse
Backlin	Hensrud	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scotfield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland	Laughlin		

So the bill passed and the title was agreed to.

Senate Bill No. 2225. A Bill for an Act to amend and reenact section 54-03-02 of the North Dakota Century Code, relating to the convening date of the legislative assembly.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 20; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Rau
Austin	Haugland	Lee	Raymond
Backes	Hausauer, L.	Leibhan	Reimers
Backlin	Hensrud	Linderman	Rice
Bassingthwaite	Hentges	Livingston	Royse
Bridston	Herman	Lodoen	Rued
Christensen, H.	Hickle	McGauvran	Schindler
Christensen, R.	Hildebrand	Marsden	Scotfield
Dick	Hilleboe	Martinson	Stone
Dotzenrod	Jacob	Matheny	Streibel
Eagles	Jacobson	Mertens	Strinden
Erickson	Jaeger	Metzger	Timm
Fleming	Jenkins	Miedema	Tinjum
Freborg	Johnson, K.	Nermyr	Tweten
Froeber	Kermott	Olin	Vander Vorst
Ganser	Kloubec	Olson	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Winge
Gronneberg	LaGrave	Peterson	Winkjer
Grubb	Langley	Poyzer	Mr. Speaker
Gunderson	Larson		

Those voting in the negative were:

Berg	Johnson, H.	Meyer	Stoltenow
Dornacker	Kingsbury	Murphy	Thorsgard
Gackle	Lang	Rivinius	Wagner
Hausauer, A.	Laske	Rundle	Welder
Hendrickson	Lundene	Solberg	Wilkie

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. 1105 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. H. Christensen 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. 1130 has had the same under consideration and recommends that the same be amended as follows:

On page 3, delete lines 16 through 31, and insert in lieu thereof the following:

"SECTION 4. TRAFFIC SAFETY EDUCATION TAX — ADDITIONAL MOTOR VEHICLE OPERATOR'S LICENSE FEE.) In addition to any other motor vehicle operator's license fees, the highway commissioner shall assess an additional one dollar fee for each new motor vehicle operator's license issued, or for each renewal of an existing license, on or after the effective date of this act. This additional fee shall be called the "traffic safety education tax." The revenue from the traffic safety education tax shall be deposited in the general fund."

On page 4, delete lines 32 through 35, and insert in lieu thereof the following:

"Section 7. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$375,000.00, or so much as may be necessary, to the superintendent of public instruction for the purpose of administration and school reimbursement for approved driver and traffic safety education programs for the biennium beginning July 1, 1973, and ending June 30, 1975."

On page 5, delete lines 1 through 11

And renumber the pages and lines accordingly.

And when so amended it be re-referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

Rep. Backlin 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. 1261 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

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

House Bill No. 1261 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1262 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

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

House Bill No. 1262 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1311 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

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

House Bill No. 1311 was indefinitely postponed.

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 do pass.

REP. HERMAN, Chairman

Rep. Timm 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. 1323 has had the same under consideration and recommends that the same be re-referred to the Committee on Appropriations.

REP. ATKINSON, Chairman

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

House Bill No. 1323 was re-referred to the Committee on Appropriations.

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 indefinitely postponed.

REP. HILLEBOE, Chairman

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

House Bill No. 1336 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1339 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17, delete the word "fifteen" and insert in lieu thereof the word "twelve"

On page 1, line 20, delete the word "fifteen" and insert in lieu thereof the word "twelve"

On page 2, line 3, delete the beginning triple parentheses before the word "If"

On page 2, line 8, delete the ending triple parentheses after the period

On page 2, after line 17, insert the following new subsection:

"3. Notwithstanding the other provisions of this section, state employees permanently located outside the state or on assignments outside the state for an indefinite period of time, exceeding at least thirty consecutive days, shall be allowed and paid twelve cents per mile for each mile actually and necessarily traveled in the performance of official duty when such travel is by motor vehicle, and the one hundred fifty mile restriction imposed by sub-section 1 shall not apply."

On page 2, line 28, after the period, insert the following:

"The head of any department, institution, or agency of this state may set a rate for such expenses less than those set forth in this section for any person or persons under his authority."

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 State and Federal Government to whom was referred House Bill No. 1348 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.

House Bill No. 1348 was indefinitely postponed.

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. HERMAN, Chairman

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

House Bill No. 1356 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1364 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 1367 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 19, delete the word "thirty" and insert in lieu thereof the word "sixty"

On page 1, line 21, after the period insert the following:

"If the school board has not rendered a decision within sixty days of receipt of the application, the application shall be deemed approved."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. 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. 1370 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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. 1371 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 1380 has had the same under consideration and recommends that 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 Industry, Business and Labor

to whom was referred House Bill No. 1412 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 1414 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

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

House Bill No. 1414 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1432 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Kloubec 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. 1433 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16, after the word "sale" insert the following: ", by students or student groups," and delete the word "upon" and insert in lieu thereof the word "for"

On page 1, line 17, delete the word "premises" and insert in lieu thereof the word "activities"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Hendrickson 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. 1436 has had the same under consideration and recommends that the same be amended as follows:

On page 4, line 4, after the word "assessments," insert the following: "township supervisors,"

And renumber the lines and pages 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 Finance and Taxation to whom was referred House Bill No. 1440 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 Education to whom was referred House Bill No. 1464 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21, after the word "by" insert the word "midnight"

And renumber the pages accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. 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. 1488 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Kloubec moved that the report be adopted.

Rep. Winkjer moved a substitute motion that House Bill No. 1488 be placed on the calendar, which motion prevailed.

House Bill No. 1488 was placed on the calendar.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1504 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 Appropriations to whom was referred House Bill No. 1014 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21, delete the numerals "47,500" and insert in lieu thereof the numerals "52,500"

On page 1, line 24, delete the numerals "40,000" and insert in lieu thereof the numerals "35,000"

On page 2, line 4, delete the numerals "1,662,306" and insert in lieu thereof the numerals "1,732,306"

On page 2, line 6, delete the numerals "17,000" and insert in lieu thereof the numerals "34,000"

On page 2 delete line 13

On page 2, line 15, delete the numerals "3,976,404" and insert in lieu thereof the numerals "3,716,404"

On page 2, line 22, delete the ":" and insert in lieu thereof the numerals "72,600"

On page 2 delete lines 23 through 30

On page 3, line 1, delete the numerals "91,964" and insert in lieu thereof the numerals "123,070"

On page 3, line 2, delete the numerals "62,800" and insert in lieu thereof the numerals "51,575"

On page 3, after line 6, insert the following line item: "Grant for Hahn's Bay Lake Metigoshe Forest Service Project 34,180"

On page 3, line 7, delete the numerals "5,481,664" and insert in lieu thereof the numerals "5,535,725"

On page 3, line 9, delete the numerals "481,664" and insert in lieu thereof the numerals "535,725"

On page 3, line 10, delete the numerals "1,221,638" and insert in lieu thereof the numerals "1,275,699"

On page 3, line 11, delete the numerals "9,166,404" and insert in lieu thereof the numerals "8,906,404"

On page 3, line 12, delete the numerals "10,388,042" and insert in lieu thereof the numerals "10,182,103"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

The purpose of the amendment in the budget of the Soil Conservation Committee and Districts is to transfer \$5,000 from grants, benefits and claims to fees and services to provide for increased costs of travel allowances.

The purpose of the amendment in the budget of the Game and Fish Department is to increase salaries in the department to a level near that of other law enforcement agencies, to correct an error in the salary of the commissioner, and to not fund the Killdeer mountain land project.

The purpose of the amendment in the budget of the State Park Service is to combine lines 23 through 30 in one figure so that they are not bound to spend according to the individual line items.

The purpose of the amendment to the State Outdoor Recreation Agency is to provide, in salaries and wages, for two fulltime staff positions which are currently funded by a terminating federal PEP program fund. The decrease of \$11,225 in fees and services is due to the adjustment of salaries, and is required due to the federal fund matching provisions of the program. The addition of \$34,180 is to purchase the primitive forest area with matching federal funds.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

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

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1204 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 State and Federal Government to whom was referred Senate Bill No. 2187 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Martinson 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. 1443 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Rued moved that the report be adopted.

Rep. Gengler moved a substitute motion that House Bill No. 1443 be placed on the calendar.

Rep. Gengler requested a recorded roll call vote on this motion.

The question being on the motion of Rep. Gengler to have House Bill No. 1443 placed on the calendar.

ROLL CALL

The roll was called and there were ayes, 19; nays, 81; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Metzger	Watkins
Christensen, R.	Herman	Olin	Weber
Freborg	Jaeger	Raymond	Welder
Gackle	Knudson	Scotfield	Winkjer
Gengler	Martinson	Wagner	

Those voting in the negative were:

Austin	Hausauer, A.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Hickle	Lodoen	Rundle
Bridston	Hildebrand	Lundene	Schindler
Christensen, H.	Jacob	McGauvran	Solberg
Dick	Jacobson	Marsden	Stoltenow
Dornacker	Jenkins	Matheny	Stone
Dotzenrod	Johnson, H.	Mertens	Streibel
Eagles	Johnson, K.	Meyer	Strinden
Erickson	Kermott	Miedema	Thorsgard

Fleming	Kingsbury	Nermyr	Timm
Froeber	Kloubec	Olson	Tinjum
Ganser	Kretschmar	Opedahl	Tweten
Garnas	LaGrave	Orange	Vander Vorst
Gronneberg	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Mr. Speaker
Hartl	Laske	Reimers	
Haugland	Laughlin		

Absent and not voting:
Hilleboe Murphy

So the motion failed.

The question then was on the motion of Rep. Rued to adopt the Committee Report on House Bill No. 1443, which motion prevailed. House Bill No. 1443 was indefinitely postponed.

MOTIONS

Rep. Atkinson moved that House Bill No. 1402 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. Atkinson moved that House Bill No. 1402 be re-referred to the Committee on State and Federal Government, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Committee on Appropriations introduced:

House Concurrent Resolution No. 3035. A concurrent resolution directing the Legislative Council to conduct a study of where interest earned on dedicated public funds is deposited.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2132. A Bill for an Act to amend and reenact section 39-2014 of the North Dakota Century Code, relating to chemical screening tests.

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 subsection 7 of section 12-60-07 of the North Dakota Century Code, relating to the powers and duties of the bureau of criminal investigation.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2232. A Bill for an Act to amend and reenact section 4-22-17 of the North Dakota Century Code, relating to the filing of the nominating petition of a candidate for the office of soil conservation district supervisor.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2235. A Bill for an Act to amend and reenact section 58-06-02, 58-07-01, and 58-08-01 of the North Dakota Century Code, relating to compensation of township supervisors, clerks, and treasurers.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2268. A Bill for an Act to amend and reenact sections 43-34-03, 43-34-05, and 43-34-10 of the North Dakota Century Code, relating to the licensing of nursing home administrators.

Which was read the first time and referred to the Committee on Social Welfare.

MOTION

Rep. Streibel moved that Senate Bills Nos. 2019, 2221, 2222 and 2224 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2019. A Bill for an Act to amend and reenact section 46-01-02 of the North Dakota Century Code, relating to printing duties of the department of accounts and purchases.

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, 5; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rice
Austin	Hendrickson	Linderman	Rivinius
Backlin	Hensrud	Livingston	Royce
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hildebrand	Marsden	Scofield
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Thorsgard
Erickson	Kermott	Murphy	Timm
Fleming	Kingsbury	Nermyr	Tinjum
Freborg	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland	Lee		

Those voting in the negative were:

Grubb	Jaeger	Metzger	Welder
Hausauer, A.			

Absent and not voting:

Backes	Jenkins	Solberg
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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. Streibed moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-SECOND DAY

Bismarck, January 31, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Clarence Walth, Pastor, Bismarck Baptist Church, Bismarck.

Roll was called, and all members were present.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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. GUNDERSON, Chairman

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

SECOND READING OF SENATE BILLS

Senate Bill No. 2021. A Bill for an Act to amend and reenact section 54-44.1-08 of the North Dakota Century Code, relating to the reproduction of the budget report.

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, 8.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Linderman	Rued
Backlin	Hensrud	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scotfield
Bridston	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jenkins	Mertens	Strinden
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Tweten
Freborg	Knudson	Olin	Vander Vorst
Froeber	Kretschmar	Olson	Wagner
Gackle	LaGrave	Orange	Watkins
Ganser	Lang	Peterson	Wilkie
Garnas	Langley	Poyzer	Winge
Gengler	Larson	Rau	Winkjer
Gronneberg	Laske	Rice	Mr. Speaker
Gunderson	Laughlin		

Those voting in the negative were:

Hausauer, A.	Jaeger	Metzger	Welder
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Absent and not voting:

Grubb	Jacobson	Opedahl	Reimers
Hartl	Kingsbury	Raymond	Weber

So the bill passed and the title was agreed to.

Senate Bill No. 2022. A Bill for an Act to amend and reenact section 46-02-04 of the North Dakota Century Code, relating to the classes of state printing.

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, 3; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Liebhan	Rued
Backlin	Hendrickson	Linderman	Rundle
Bassingthwaite	Hensrud	Livingston	Schindler
Berg	Hentges	Lodoen	Scotfield
Bridston	Herman	Lundene	Solberg
Christensen, H.	Hickle	McGauvran	Stoltenow

Christensen, R.	Hildebrand	Marsden	Stone
Dick	Hilleboe	Martinson	Streibel
Dornacker	Jacob	Matheny	Strinden
Dotzenrod	Jaeger	Mertens	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Watkins
Gackle	Knudson	Olson	Weber
Ganser	Kretschmar	Orange	Wilkie
Garnas	LaGrave	Peterson	Winge
Gengler	Lang	Poyzer	Winkjer
Gronneberg	Langley	Rau	Mr. Speaker
Gunderson	Larson	Rice	
Hartl	Laske		

Those voting in the negative were:

Metzger	Wagner	Welder
Absent and not voting:		
Grubb	Kingsbury	Raymond
Jacobson	Opedahl	Reimers

So the bill passed and the title was agreed to.

Senate Bill No. 2024. A Bill for an Act to repeal section 46-03-06 of the North Dakota Century Code, relating to the printing of legislative calendars.

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, 5; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Royce
Backlin	Hendrickson	Liebhan	Rued
Bassingthwaite	Hensrud	Linderman	Rundle
Berg	Hentges	Livingston	Scofield
Bridston	Herman	Lodoen	Solberg
Christensen, H.	Hickle	Lundene	Soltenow
Christensen, R.	Hildebrand	McGauvran	Stone
Dick	Hilleboe	Marsden	Streibel
Dornacker	Jacob	Martinson	Strinden
Dotzenrod	Jaeger	Mertens	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Watkins
Gackle	Knudson	Olson	Weber
Ganser	Kretschmar	Orange	Wilkie
Garnas	LaGrave	Peterson	Winge
Gronneberg	Lang	Poyzer	Winkjer
Grubb	Langley	Rau	Mr. Speaker
Gunderson	Larson	Reimers	

Those voting in the negative were:

Gengler	Metzger	Wagner	Welder
Hausauer, A.			

Absent and not voting:

Jacobson	Matheny	Opedahl	Raymond
Kingsbury			

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

House Bill No. 1050. 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 2 of section 54-27-19 of the North Century Code, relating to the allocation of 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, 52; nays, 47; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hensrud	Marsden	Royse
Backlin	Hentges	Martinson	Rued
Bridston	Herman	Mertens	Scofield
Christensen, H.	Hildebrand	Metzger	Stone
Eagles	Hilleboe	Miedema	Strinden
Froeber	Jacob	Olin	Thorsgard
Ganser	Jenkins	Orange	Timm
Garnas	Kermott	Peterson	Wagner
Gengler	Kloubec	Poyzer	Watkins
Haugland	LaGrave	Rau	Weber
Hausauer, A.	Larson	Raymond	Winge
Hausauer, L.	Laske	Reimers	Winkjer
Hendrickson	Lodoen	Rice	Mr. Speaker

Those voting in the negative were:

Austin	Gronneberg	Langley	Rivinius
Backes	Grubb	Laughlin	Rundle
Bassingthwaite	Gunderson	Lee	Schindler
Berg	Hartl	Liebhan	Solberg
Christensen, R.	Hickle	Linderman	Stoltenow
Dick	Jaeger	Livingston	Streibel
Dornacker	Johnson, H.	Lundene	Tinjum
Dotzenrod	Johnson, K.	McGauvran	Tweten
Erickson	Kingsbury	Matheny	Vander Vorst
Fleming	Knudson	Meyer	Welder
Freborg	Kretschmar	Nermyr	Wilkie
Gackle	Lang	Olson	

Absent and not voting:

Jacobson - Murphy Opedahl

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

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

"It seems to me that this would be a very good time for the statement which I would like to have recorded in the Journal.

"Yesterday a clincher motion was put on House Concurrent Resolution No. 3009, better known as the Equal Rights Amendment to the United States Constitution. The clincher won — the record stands. I have no criticism of the procedure or even the results. However, may the record show that three people pushed the green button thinking they were voting for a clincher on the vote on House Bill No. 1050 — a close vote which removed the controversial amendments to the Highway Tax Fund bill. Perhaps there were more who misunderstood. May this fact remind each of you to speak into your mikes for the benefit of all. Then, and then only, will the official record in the Journal accurately reflect the decisions of this assembly.

"Thank you"

SECOND READING OF A HOUSE BILL

House Bill No. 1170. A Bill for an Act to create and enact sections 39-12-05.1 and 39-12-05.2 of the North Dakota Century Code, relating to weight limitations for vehicles on interstate highways and highways other than the interstate designated by the commissioner or local authorities; and to amend and reenact subparagraph b. of subsection 2. of section 39-04-19 and section 39-12-05 of the North Dakota Century Code, relating to weight limitations for vehicles 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, 90; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Gunderson	Laske	Raymond
Austin	Hartl	Laughlin	Reimers
Backes	Haugland	Lee	Rice
Backlin	Hausauer, A.	Liebhan	Rivinius
Bassingthwaite	Hendrickson	Linderman	Royse
Berg	Hensrud	Livingston	Rued
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hildebrand	Lundene	Scofield
Christensen, R.	Hilleboe	McGauvran	Solberg
Dick	Jacob	Marsden	Stoltenow
Dornacker	Jaeger	Martinson	Storsgard
Dotzenrod	Jenkins	Matheny	Timm
Eagles	Johnson, H.	Mertens	Tinjum
Erickson	Johnson, K.	Metzger	Tweten
Fleming	Kermott	Meyer	Wagner
Freborg	Kingsbury	Miedema	Watkins
Froeber	Kloubec	Nermyr	Weber
Gackle	Knudson	Olin	Welder
Ganser	Kretschmar	Olson	Wilkie
Garnas	LaGrave	Orange	Winge
Gengler	Lang	Poyzer	Winkjer
Gronneberg	Langley	Rau	Mr. Speaker
Grubb	Larson		

Those voting in the negative were:

Hentges	Peterson	Stone	Strinden
Hickle	Rundle	Streibel	Vander Vorst

Absent and not voting:

Hausauer, L.	Jacobson	Murphy	Opedahl
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So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker 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.

MOTIONS

Rep. Dornacker requested unanimous consent of the House to amend House Bill No. 1243, which request was granted.

Rep. Dornacker moved that House Bill No. 1243 be amended as follows:

On page 1, line 11, of the engrossed bill, delete the following: **"PENALTY FOR LATE FILING -"**

Which motion prevailed.

Rep. Dornacker moved that the rules be suspended, that House Bill No. 1243 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1243. A Bill for an Act to amend and reenact section 57-50-03 of the North Dakota Century Code, relating to claims for motor vehicle fuel tax refunds.

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, 10; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Rice
Austin	Hausauer, L.	Laske	Rivinius
Backlin	Hendrickson	Lee	Royse
Bassingthwaite	Hensrud	Leibhan	Rued
Berg	Hentges	Linderman	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scofield
Christensen, R.	Hildebrand	McGauvran	Stoltenow
Dick	Hilleboe	Marsden	Stone
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jaeger	Matheny	Strinden
Erickson	Jenkins	Mertens	Thorsgard
Fleming	Johnson, H.	Metzger	Timm
Freborg	Johnson, K.	Meyer	Tinjum
Froeber	Kermott	Miedema	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Orange	Wagner
Garnas	Knudson	Peterson	Watkins
Gengler	Kretschmar	Poyzer	Wilkie
Grubb	LaGrave	Rau	Winge
Gunderson	Lang	Raymond	Winkjer
Hartl	Langley	Reimers	Mr. Speaker

Those voting in the negative were:

Backes	Hausauer, A.	Olson	Weber
Eagles	Laughlin	Solberg	Welder
Gronneberg	Livingston		

Absent and not voting:

Jacobson	Murphy	Olin	Opedahl
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So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker 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.

SECOND READING OF A HOUSE BILL

House Bill No. 1334. A Bill for an Act to amend and reenact subsection 3 of section 57-37-21 of the North Dakota Century Code, relating to alternate valuation date for estate tax purposes, 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, 96; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rivinius
Austin	Hausauer, A.	Laughlin	Royse
Backes	Hausauer, L.	Lee	Rued
Backlin	Hendrickson	Leibhan	Rundle
Bassingthwaite	Hensrud	Linderman	Schindler

Berg	Hentges	Livingston	Scotfield
Bridston	Herman	Lodoen	Solberg
Christensen, H.	Hickle	Lundene	Stoltenow
Christensen, R.	Hildebrand	Marsden	Stone
Dick	Hilleboe	Martinson	Streibel
Dornacker	Jacob	Matheny	Strinden
Dotzenrod	Jaeger	Mertens	Thorsgard
Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Orange	Watkins
Ganser	Knudson	Peterson	Weber
Garnas	Kretschmar	Poyzer	Welder
Gengler	LaGrave	Rau	Wilkie
Gronneberg	Lang	Raymond	Winge
Gunderson	Langley	Reimers	Winkjer
Hartl	Larson	Rice	Mr. Speaker

Those voting in the negative were:
 Grubb McGauvran

Absent and not voting:
 Jacobson Murphy Olin Opedahl

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the House continue on the Eleventh Order of Business, taking action on those bills considered on the Sixth Order before 2:00 p.m., and that House Bills Nos. 1180, 1230, 1391 and 1491 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1180. A Bill for an Act to create and enact section 15-47-43 of the North Dakota Century Code, relating to areas which are public school districts, their corporate powers, and corporate name; to amend and reenact section 15-53.1-02 of the North Dakota Century Code, relating to reorganization, annexation, and dissolution of school districts; and to repeal sections 15-53.1-03 and 15-53.1-04 of the North Dakota Century Code, relating to areas which are public school districts and their corporate powers and corporate name.

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, 15; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Lee	Reimers
Austin	Haugland	Leibhan	Rice
Backes	Hausauer, L.	Linderman	Rivinius
Backlin	Hendrickson	Livingston	Royse
Bassingthwaite	Hensrud	Lodoen	Rued
Berg	Hickle	Lundene	Rundle
Bridston	Hildebrand	McGauvran	Schindler
Christensen, H.	Jacob	Marsden	Scotfield
Christensen, R.	Jaeger	Martinson	Solberg
Dick	Johnson, H.	Matheny	Stoltenow
Dornacker	Johnson, K.	Mertens	Stone
Dotzenrod	Kermott	Meyer	Streibel
Erickson	Kingsbury	Miedema	Thorsgard
Fleming	Knudson	Nermyr	Timm
Freborg	Kretschmar	Olin	Tinjum
Froeber	LaGrave	Olson	Vander Vorst

Gackle	Lang	Orange	Weber
Ganser	Langley	Peterson	Welder
Gengler	Larson	Poyzer	Wilkie
Gronneberg	Laske	Rau	Winge
Gunderson	Laughlin	Raymond	Winkjer

Those voting in the negative were:

Eagles	Hentges	Kloubec	Watkins
Garnas	Herman	Metzger	Wagner
Grubb	Hilleboe	Strinden	Mr. Speaker
Hausauer, A.	Jenkins	Tweten	

Absent and not voting:

Jacobson	Murphy	Opedahl
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So the bill passed and the title was agreed to.

House Bill No. 1230. A Bill for an Act to amend and reenact section 27-06-02 of the North Dakota Century Code, relating to salary and expenses of court reporter.

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, 98; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royce
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hensrud	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Streibel
Dornacker	Jacob	Matheny	Strinden
Dotzenrod	Jaeger	Mertens	Thorsgard
Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker
Hartl	Laske		

Absent and not voting:

Jacobson	Murphy	Opedahl	Stone
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So the bill passed and the title was agreed to.

House Bill No. 1391. A Bill for an Act to amend and reenact section 15-18-03 of the North Dakota Century Code, relating to tuition and fees in junior colleges.

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, 26; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rice
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Austin	Hausauer, A.	Larson	Raymond
Backes	Hausauer, L.	Laughlin	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Scofield
Christensen, H.	Herman	McGauvran	Stone
Christensen, R.	Hickle	Marsden	Strinden
Dick	Hildebrand	Martinson	Thorsgard
Dotzenrod	Hilleboe	Mertens	Timm
Eagles	Jacob	Metzger	Tinjum
Erickson	Johnson, H.	Miedema	Wagner
Fleming	Johnson, K.	Nermyr	Watkins
Froeber	Kermott	Olin	Weber
Garnas	Knudson	Olson	Welder
Gengler	LaGrave	Orange	Winge
Gronneberg	Lang	Peterson	Winkjer
Grubb	Langley	Rau	Mr. Speaker
Gunderson			

Those voting in the negative were:

Bridston	Jenkins	Matheny	Solberg
Dornacker	Kingsbury	Meyer	Stoltenow
Freborg	Kloubec	Poyzer	Streibel
Gackle	Kretschmar	Reimers	Tweten
Ganser	Lee	Rundle	Vander Vorst
Hartl	Lodoen	Schindler	Wilkie
Jaeger	Lundene		

Absent and not voting:

Jacobson	Murphy	Opedahl
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So the bill passed and the title was agreed to.

MOTION

Rep. Reimers moved that House Bill No. 1419 be laid over one legislative day, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1017
- House Bill No. 1159
- House Bill No. 1166
- House Bill No. 1257
- House Bill No. 1272
- House Bill No. 1273
- House Bill No. 1276
- House Bill No. 1277
- House Bill No. 1285
- House Bill No. 1309
- House Bill No. 1325

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

- Senate Bill No. 2039
- Senate Bill No. 2056
- Senate Bill No. 2094

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2007

Senate Bill No. 2196

Senate Bill No. 2255

Senate Bill No. 2280

Senate Bill No. 2291

Senate Bill No. 2292

Senate Bill No. 2387

Senate Bill No. 2403

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 12:30 p.m., Thursday, February 1, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-SECOND DAY AFTER RECESS AND
TWENTY-THIRD DAY

Bismarck, February 1, 1973

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1419

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Representative Lee moved that the report be adopted, which motion prevailed, and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Thorsgard has moved that the amendments to House Bill No. 1014 as recommended by the Committee on Appropriations as printed on page 440 of the House Journal be adopted, which motion prevailed.

Rep. Backlin has moved that the amendments to House Bill No. 1130 as recommended by the Committee on Education as printed on page 436 of the House Journal be adopted, which motion prevailed.

House Bill No. 1130 was re-referred to the Committee on Appropriations.

Rep. Hentges has moved that the amendments to House Bill No. 1339 as recommended by the Committee on State and Federal Government as printed on page 437 of the House Journal be adopted, which motion prevailed.

Rep. Erickson has moved that the amendments to House Bill No. 1367 as recommended by the Committee on Education as printed on page 438 of the House Journal be adopted, which motion prevailed.

Rep. Hendrickson has moved that the amendments to House Bill No. 1433 as recommended by the Committee on Education as printed on page 439 of the House Journal be adopted, which motion prevailed.

Rep. Weber has moved that the amendments to House Bill No. 1436 as recommended by the Committee on Finance and Taxation as printed on page 439 of the House Journal be adopted, which motion prevailed.

Rep. Erickson has moved that the amendments to House Bill No. 1464 as recommended by the Committee on Education as printed on page 439 of the House Journal be adopted, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

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

"I rise on a point of personal privilege.

"I think all of us are alarmed by comments made that would pit

the bigger cities against the rural areas, and suggestions by some that larger population districts are trying to take unfair advantage of the rural districts. All of us here are trying to do a good job for the people of North Dakota.

"Yesterday we had a major piece of legislation before us, House Bill No. 1050, which dealt with the distribution of the highway user funds. As you know, it was based on an interim study and is an attempt to bring a certain amount of equity to the distribution of highway user taxes to the cities and counties. I would like to point out to the members of the Assembly that there will be many other pieces of legislation that will come before us that will affect various factions within this state. There will be a major piece of legislation allocating funds for elementary and secondary education. When we consider the total picture, then we can evaluate whether there is equal treatment for all section of North Dakota or not. I, for one, am going to be willing to vote for more money per pupil for the smaller school districts, recognizing they have certain problems that we do not have in the larger districts.

"In past sessions, I have noted that the members of the larger school districts — districts without school buses — have voted to give more assistance for transportation to the smaller districts, recognizing that they do have transportation problems that we do not have in the larger districts.

"Frankly, I deplore some of the editorials and some of what I consider very irresponsible talk about the larger communities trying to deal in an unfair manner with the Representatives of the rural communities in North Dakota."

SECOND READING OF HOUSE BILLS

House Bill No. 1105. A Bill for an Act to repeal section 9-07-11 of the North Dakota Century Code, relating to the law which governs the interpretation of contracts.

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, 10.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson	Poyzer
Austin	Hartl	Laske	Rau
Backes	Haugland	Laughlin	Raymond
Backlin	Hausauer, A.	Leibhan	Reimers
Bassingthwaite	Hausauer, L.	Linderman	Rice
Berg	Hendrickson	Livingston	Royse
Bridston	Hensrud	Lodoen	Rued
Christensen, H.	Herman	Lundene	Schindler
Christensen, R.	Hickle	McGauvran	Scotfield
Dick	Hildebrand	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Stone
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jaeger	Mertens	Strinden
Erickson	Jenkins	Metzger	Timm
Fleming	Johnson, H.	Meyer	Tinjum
Freborg	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Murphy	Vander Vorst
Gackle	Kingsbury	Nermyr	Wagner
Ganser	Kloubec	Olin	Watkins
Garnas	Kretschmar	Olson	Welder
Gengler	LaGrave	Opedahl	Winkjer
Gronneberg	Lang	Orange	Mr. Speaker
Grubb	Langley	Peterson	

Those voting in the negative were:

Rundle

Absent and not voting:

Hentges	Lee	Thorsgard	Wilkie
Hilleboe	Rivinius	Weber	Winge
Knudson	Solberg		

So the bill passed and the title was agreed to.

House Bill No. 1204. A Bill for an Act to provide payment of expenses to certain elected state officers, 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, 82; nays, 11; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Gunderson	Lang	Poyzer
Austin	Hartl	Langley	Rau
Backes	Haugland	Larson	Raymond
Backlin	Hausauer, A.	Laske	Reimers
Bassingthwaite	Hausauer, L.	Laughlin	Rice
Berg	Hendrickson	Linderman	Royse
Bridston	Hensrud	Livingston	Rued
Christensen, R.	Herman	Lodoen	Scotfield
Dick	Hickle	Lundene	Stoltenow
Dornacker	Hildebrand	McGauvran	Stone
Dotzenrod	Hilleboe	Marsden	Streibel
Eagles	Jacob	Martinson	Strinden
Erickson	Jacobson	Mertens	Thorsgard
Fleming	Jenkins	Metzger	Timm
Freborg	Johnson, H.	Miedema	Tinjum
Froeber	Johnson, K.	Nermyr	Tweten
Gackle	Kermott	Olin	Wagner
Ganser	Kingsbury	Olson	Watkins
Garnas	Kloubec	Orange	Winkjer
Gengler	Kretschmar	Peterson	Mr. Speaker
Gronneberg	LaGrave		

Those voting in the negative were:

Christensen, H.	Leibhan	Murphy	Vander Vorst
Grubb	Matheny	Rundle	Welder
Jaeger	Meyer	Schindler	

Absent and not voting:

Hentges	Opedahl	Solberg	Wilkie
Knudson	Rivinius	Weber	Winge
Lee			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1315. 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 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, 9.

Those voting in the affirmative were:

Atkinson	Gunderson	Laske	Rau
Austin	Hartl	Laughlin	Raymond

Backes	Haugland	Leibhan	Reimers
Backlin	Hausauer, A.	Linderman	Rice
Bassingthwaite	Hausauer, L.	Livingston	Royse
Berg	Hendrickson	Lodoen	Rued
Bridston.	Hensrud	Lundene	Rundle
Christensen, H.	Herman	McGauvran	Schindler
Christensen, R.	Hickle	Marsden	Solberg
Dick	Hildebrand	Martinson	Stoltenow
Dornacker	Hilleboe	Matheny	Stone
Dotzenrod	Jacob	Mertens	Streibel
Eagles	Jacobson	Metzger	Strinden
Erickson	Jenkins	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gengler	Lang	Orange	Welder
Gronneberg	Langley	Peterson	Winkjer
Grubb	Larson	Poyzer	Mr. Speaker

Those voting in the negative were:
Jaeger

Absent and not voting:

Hentges	Lee	Scotfield	Wilkie
Johnson, H.	Rivinius	Weber	Winge
Knudson			

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Lloyd Staven, and Rep. Staven was thereupon introduced to the House.

MOTIONS

Rep. H. Christensen moved that House Bill No. 1071 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. H. Christensen requested permission to withdraw House Bill No. 1071. There being no objection, it was so ordered by the Speaker.

Rep. Hilleboe moved that House Bill No. 1209 be returned to the House from the Committee on State and Federal Government, which motion prevailed.

Rep. Hilleboe requested permission to withdraw House Bill No. 1209. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1364. A Bill for an Act to create and enact section 26-13-19 of the North Dakota Century Code and to amend section 26-27-10 of the North Dakota Century Code relating to discrimination against doctors of chiropody and to participation by doctors of chiropody in nonprofit medical service corporations.

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, 40; absent and not voting, 8.

Those voting in the affirmative were:

Austin	Hensrud	Livingston	Rice
Backes	Herman	Lundene	Royse
Bassingthwaite	Jacobson	McGauvran	Rued

Berg	Jaeger	Martinson	Schindler
Christensen, H.	Johnson, H.	Matheny	Scotfield
Dotzenrod	Johnson, K.	Mertens	Solberg
Erickson	Kingsbury	Metzger	Stone
Fleming	Kretschmar	Meyer	Streibel
Froeber	LaGrave	Nermyr	Timm
Ganser	Langley	Olson	Tinjum
Gengler	Laske	Opedahl	Vander Vorst
Gronneberg	Laughlin	Peterson	Welder
Grubb	Leibhan	Poyzer	Winkjer
Hendrickson	Linderman		

Those voting in the negative were:

Atkinson	Gunderson	Kloubec	Raymond
Backlin	Hartl	Lang	Reimers
Bridston	Hausauer, A.	Larson	Rundle
Christensen, R.	Hausauer, L.	Lodoen	Stoltenow
Dick	Hickle	Marsden	Strinden
Dornacker	Hildebrand	Miedema	Thorsgard
Eagles	Hilleboe	Murphy	Tweten
Freborg	Jacob	Olin	Watkins
Gackle	Jenkins	Orange	Wagner
Garnas	Kermott	Rau	Mr. Speaker

Absent and not voting:

Haugland	Knudson	Rivinius	Wilkie
Hentges	Lee	Weber	Winge

So the bill passed and the title was agreed to.

House Bill No. 1370. A Bill for an Act to amend and reenact section 6-03-34 of the North Dakota Century Code, relating to requirements for bank surplus 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, 93; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Raymond
Austin	Hausauer, A.	Leibhan	Reimers
Backes	Hausauer, L.	Linderman	Rice
Backlin	Hendrickson	Livingston	Royse
Bassingthwaite	Hensrud	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hildebrand	Marsden	Scotfield
Christensen, R.	Jacob	Martinson	Solberg
Dick	Jacobson	Matheny	Stoltenow
Dornacker	Jaeger	Mertens	Stone
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Thorsgard
Fleming	Kermott	Murphy	Timm
Freborg	Kingsbury	Nermyr	Tinjum
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Welder
Gengler	Langley	Poyzer	Winkjer
Gronneberg	Larson	Rau	Mr. Speaker
Grubb	Laske		
Gunderson			

Absent and not voting:

Haugland	Knudson	Rivinius	Wilkie
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Hentges Lee Weber Winge
Hilleboe

So the bill passed and the title was agreed to.

House Bill No. 1371. A Bill for an Act to repeal section 9-11-09 of the North Dakota Century Code, relating to assignment of accounts receivable.

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, 10.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Raymond
Austin	Hausauer, A.	Leibhan	Reimers
Backlin	Hausauer, L.	Linderman	Rice
Bassingthwaite	Hendrickson	Livingston	Royse
Berg	Hensrud	Lodoen	Rued
Bridston	Herman	Lundene	Rundle
Christensen, H.	Hickle	McGauvran	Schindler
Christensen, R.	Hildebrand	Marsden	Scofield
Dick	Jacob	Martinson	Solberg
Dornacker	Jacobson	Matheny	Stoltenow
Dotzenrod	Jaeger	Mertens	Stone
Eagles	Jenkins	Metzger	Streibel
Erickson	Johnson, H.	Meyer	Strinden
Fleming	Johnson, K.	Miedema	Thorsgard
Freborg	Kermott	Murphy	Timm
Froeber	Kingsbury	Nermyr	Tinjum
Gackle	Kloubec	Olin	Twetten
Ganser	Kretschmar	Olson	Vander Vorst
Garnas	LaGrave	Opedahl	Wagner
Gengler	Lang	Orange	Watkins
Gronneberg	Langley	Peterson	Welder
Grubb	Larson	Poyzer	Winkjer
Gunderson	Laske	Rau	Mr. Speaker

Absent and not voting:

Backes	Hilleboe	Rivinius	Wilkie
Haugland	Knudson	Weber	Winge
Hentges	Lee		

So the bill passed and the title was agreed to.

House Bill No. 1380. A Bill for an Act to provide that days in which schools are closed because of a state of emergency declared by the governor as the result of an act of God may be counted for foundation program payments.

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, 17; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rice
Austin	Hendrickson	Linderman	Royse
Backes	Hensrud	Livingston	Rued
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Jacob	Martinson	Stone
Dick	Jacobson	Matheny	Streibel
Dornacker	Jaeger	Mertens	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Fleming	Johnson, H.	Miedema	Timm
Froeber	Johnson, K.	Murphy	Tinjum

Gackle	Kermott	Nermyr	Tweten
Garnas	Kloubec	Olin	Vander Vorst
Gengler	Kretschmar	Olson	Wagner
Gronneberg	LaGrave	Opedahl	Watkins
Grubb	Lang	Orange	Welder
Gunderson	Langley	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland			

Those voting in the negative were:

Backlin	Ganser	Laske	Poyzer
Bassingthwaite	Hausauer, A.	Lodoen	Rau
Eagles	Kingsbury	Metzger	Rundle
Erickson	Larson	Peterson	Stoltenow
Freborg			

Absent and not voting:

Hentges	Knudson	Rivinius	Wilkie
Hilleboe	Lee	Weber	Winge

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1092 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 "have" insert the words "either a."

On page 2, line 5, delete the word "he" and insert in lieu thereof the comma and numeral ", b."

On page 2, line 8, delete the semicolon and word " ; provided" and insert in lieu thereof the words "or, c. shall furnish a certificate that he has passed a course of at least 12 credit hours in subjects related to real estate at an accredited university or college or an equivalent number of hours in a course of study approved by the North Dakota real estate commission. Provided"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 1099 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Bill No. 1099 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1231 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12 delete the words "one dollar" and insert in lieu thereof the words "seventy-five cents"

And renumber the lines accordingly.

And when so amended recommends 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 Transportation to whom was referred House Bill No. 1255 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Bill No. 1255 was indefinitely postponed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1298 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Watkins 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. 1316 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

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

House Bill No. 1316 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1329 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Lodoen 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. 1330 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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. 1351 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, after the word "audits" insert the words "and examinations"

On page 1, line 11, delete the triple parentheses before the word "DEPARTMENT"

On page 1, line 12, delete the ending triple parentheses after "TIONS"; insert the words "**AND THE**" before the word "INDUSTRIAL"; underline the words "INDUSTRIAL COMMISSION"; place beginning triple parentheses in front of the word "TO"; delete the beginning triple parentheses in front of the word "MAKE"; and delete the word "**BE**"

On page 1, line 13, before the word "REPORTS" insert the word "**AUDIT**"

On page 1, line 23, place triple parentheses around the word "investigate" and insert immediately thereafter the word "**audit**"

On page 1, line 24, place triple parentheses around the second word "and" and insert immediately thereafter an underlined comma

On page 2, line 1, place beginning triple parentheses in front of the word "of" and ending triple parentheses after the word "investigation"

On page 2, line 3, after the period insert the following: "**The costs of such audit shall be paid for by the Bank of North Dakota. The department of banking and financial institutions, through the state examiner, shall be responsible for an annual examination of the Bank of North Dakota and for any investigation of the Bank which may be necessary. The results of this examination, and any**

necessary investigation, shall be reported to the industrial commission as soon as practicable and to the legislative assembly."

On page 2, line 3, delete the beginning triple parentheses

On page 2, line 12, delete the ending triple parentheses and the remainder of the line following the ending triple parentheses

On page 2, line 13, delete the words "**Bank of North Dakota**"

And renumber the pages and lines 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 Political Subdivisions to whom was referred House Bill No. 1358 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

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

House Bill No. 1358 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1369 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Kloubec 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. 1373 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Bill No. 1373 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1393 has had the same under consideration and recommends that the same be amended as follows:

On page 1, underscore all of lines 22, 23, and 24.

And when so amended recommends the same do pass.

REP. LANG, 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 House Bill No. 1397 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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 House Bill No. 1398 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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. 1421 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Strinden moved that the report be adopted.

Rep. Gengler moved a substitute motion that House Bill No. 1421 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Strinden to adopt the Committee Report on House Bill No. 1421, which motion prevailed.

House Bill No. 1421 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1449 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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. 1461 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

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

House Bill No. 1461 was indefinitely postponed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1466 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

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

House Bill No. 1466 was indefinitely postponed, on a division vote.

Mr. Speaker: Your Committee on Judiciary 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 1, line 17, delete the word "five" and insert in lieu thereof the words "ten days and not more than ten"

On page 2, line 11, delete the word "five" and insert in lieu thereof the words "ten days and not more than ten"

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: Your Committee on Appropriations to whom was referred House Bill No. 1015 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 House Concurrent Resolution No. 3012 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 22 place ending triple parentheses after the comma

On page 1, line 23 place beginning triple parentheses before the word "or" and ending triple parentheses after the word "territory" and also in line 23 place beginning triple parentheses before the word "two" and place ending triple parentheses after the word "years" and insert in lieu thereof the words "one year"

On page 1, line 24 delete the ending triple parentheses after the word "election"

On page 2, line 8 place ending triple parentheses after the comma

On page 2, line 9 place beginning triple parentheses before the word "or" and ending triple parentheses after the word "territory" and also in line 9 place beginning triple parentheses before the word "two" and place ending triple parentheses after the word "years" and insert in lieu thereof the words "one year" and also in line 9 delete the ending triple parentheses after the word "election"

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: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3024 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Concurrent Resolution No. 3024 was indefinitely postponed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 4018 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

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

MOTIONS

Rep. Mertens moved that the House reconsider its action by which House Bill No. 1050 was passed.

Rep. Hartl requested a call of the House, which request was granted.

Rep. Hartl moved to suspend the call of the House, which motion prevailed.

Rep. Mertens withdrew his motion that the House reconsider its action by which House Bill No. 1050 was passed.

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

ROY GILBREATH, Chief Clerk

TWENTY-THIRD DAY

Bismarck, February 1, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Ron Norman, Pastor, Bismarck Baptist Church, Bismarck.

Roll was called and all members were present except Reps. Knudson, Weber and Wilkie.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 the twenty-first day after recess and twenty-second day and recommends that the same be corrected as follows:

Page 414, line 44, delete the words "was passed" and insert in lieu thereof the word "lost"

Page 441, line 42, delete the numeral "1" and insert in lieu thereof the numeral "2"

Page 449, line 25, before the "" insert the following: ", and the emergency clause was declared carried."

And when so corrected recommends that the same be approved.
REP. GUNDERSON, Chairman

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Atkinson, Metzger and Martinson introduced:

House Concurrent Resolution No. 3036. A Concurrent Resolution urging public transportation facilities to extend special rates to all students.

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

Reps. Lundene, H. Johnson, and Livingston introduced:

House Concurrent Resolution No. 3037. A Concurrent Resolution urging the United States Postal Service to issue a commemorative stamp on the 150th anniversary of Sondre Norheim's birth.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2007. A Bill for an Act making an appropriation for defraying expenses of the state highway patrol and the law enforcement center.

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 subdivision j of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries.

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

Senate Bill No. 2255. 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. 2280. A Bill for an Act to amend and reenact subsection 9 of section 57-40.3-01 of the North Dakota Century Code, to provide for the inclusion of certain motor vehicles used in the business of a dealer within the definition of trade-in for purposes of determining the purchase price for excise tax purposes.

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

Senate Bill No. 2291. A Bill for an Act to repeal section 29-05-22 of the North Dakota Century Code, relating to involuntary waivers of preliminary examinations through posting of bond.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2292. 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.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2387. A Bill for an Act to amend and reenact section 57-40.3-09 of the North Dakota Century Code, relating to reciprocity given for taxes paid in another state.

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

Senate Bill No. 2403. A Bill for an Act to amend and reenact 40-21-05 of the North Dakota Century Code, relating to compensation of inspectors, judges, and clerks at municipal elections.

Which was read the first time and referred to the Committee on Judiciary.

SECOND READING OF HOUSE BILLS

House Bill No. 1412. A Bill for an Act to amend and reenact section 39-18-02 of the North Dakota Century Code, relating to mobile home dealers, and increasing the amount of bond required.

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, 7.

Those voting in the affirmative were:

Austin	Haugland	Larson	Rau
Backes	Hausauer, A.	Laske	Reimers
Backlin	Hausauer, L.	Laughlin	Rice
Bassingthwaite	Hendrickson	Lee	Rivinius
Berg	Hensrud	Linderman	Royse
Bridston	Hentges	Livingston	Rundle
Christensen, H.	Herman	Lodoen	Schindler
Christensen, R.	Hickle	Lundene	Scofield
Dick	Hildebrand	McGauvran	Stoltenow
Dornacker	Hilleboe	Martinson	Stone
Dotzenrod	Jacob	Matheny	Streibel
Eagles	Jacobson	Mertens	Strinden
Erickson	Jenkins	Metzger	Thorsgard
Fleming	Johnson, H.	Meyer	Tinjum
Freborg	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Murphy	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Kretschmar	Opedahl	Welder
Gengler	LaGrave	Orange	Winge
Gronneberg	Lang	Peterson	Winkjer
Grubb	Langley	Poyzer	Mr. Speaker
Hartl			

Those voting in the negative were:

Jaeger	Nermyr	Solberg	Timm
Marsden	Rued		
Absent and not voting:			
Atkinson	Knudson	Raymond	Wilkie
Gunderson	Leibhan	Weber	

So the bill passed and the title was agreed to.

House Bill No. 1432. A Bill for an Act defining "membership subscription plans" and requiring an affirmative response by members of such plans before acceptance of merchandise is acknowledged; 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, 98; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Reimers
Austin	Hausauer, L.	Leibhan	Rice

Backes	Hendrickson	Linderman	Rivinius
Backlin	Hensrud	Livingston	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hildebrand	Marsden	Scofield
Christensen, R.	Hilleboe	Martinson	Solberg
Dick	Jacob	Matheny	Stoltenow
Dornacker	Jacobson	Mertens	Stone
Dotzenrod	Jaeger	Metzger	Streibel
Eagles	Jenkins	Meyer	Strinden
Erickson	Johnson, H.	Miedema	Thorsgard
Fleming	Johnson, K.	Murphy	Timm
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kingsbury	Olin	Tweten
Ganser	Kloubec	Olson	Vander Vorst
Garnas	Kretschmar	Opedahl	Wagner
Gengler	LaGrave	Orange	Watkins
Gronneberg	Lang	Peterson	Welder
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland	Laughlin		

Absent and not voting:

Gackle	Knudson	Weber	Wilkie
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So the bill passed and the title was agreed to.

House Bill No. 1440. A Bill for an Act to amend and reenact section 57-38-30.1 of the North Dakota Century Code, relating to corporate income tax credits for new industry.

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, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Raymond
Austin	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hensrud	Linderman	Royse
Berg	Hentges	Livingston	Rued
Bridston	Herman	Lodoen	Rundle
Christensen, H.	Hickle	Lundene	Schindler
Christensen, R.	Hildebrand	McGauvran	Scofield
Dick	Hilleboe	Marsden	Solberg
Dornacker	Jacob	Martinson	Stoltenow
Dotzenrod	Jacobson	Matheny	Stone
Eagles	Jaeger	Mertens	Streibel
Erickson	Jenkins	Metzger	Strinden
Fleming	Johnson, H.	Meyer	Thorsgard
Freborg	Johnson, K.	Miedema	Timm
Froeber	Kermott	Murphy	Tinjum
Gackle	Kingsbury	Nermyr	Tweten
Ganser	Kloubec	Olin	Vander Vorst
Garnas	Kretschmar	Olson	Wagner
Gengler	LaGrave	Opedahl	Watkins
Gronneberg	Lang	Orange	Welder
Grubb	Langley	Peterson	Winge
Gunderson	Larson	Poyzer	Winkjer
Hartl	Laske	Rau	Mr. Speaker
Haugland			

Absent and not voting:

Backes	Reimers	Weber	Wilkie
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Knudson

So the bill passed and the title was agreed to.

House Bill No. 1488. A Bill for an Act to authorize the public service commission to fix the terms under which the facilities of one public utility will be permitted to cross those of another public utility.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 32; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hendrickson	Livingston	Raymond
Austin	Herman	Lundene	Royse
Backes	Hickle	McGauvran	Rundle
Backlin	Hildebrand	Marsden	Schindler
Bassingthwaite	Jacobson	Martinson	Scofield
Berg	Johnson, H.	Matheny	Solberg
Bridston	Kingsbury	Mertens	Stoltenow
Christensen, H.	Knudson	Metzger	Stone
Christensen, R.	Kretschmar	Meyer	Tinjum
Dotzenrod	Lang	Nermyr	Vander Vorst
Fleming	Langley	Olin	Wagner
Freborg	Larson	Olson	Watkins
Froeber	Laske	Opedahl	Weber
Gronneberg	Laughlin	Orange	Welder
Grubb	Lee	Peterson	Wilkie
Haugland	Leibhan	Poyzer	Winge
Hausauer, A.	Linderman	Rau	Winkjer

Those voting in the negative were:

Dornacker	Hartl	Johnson, K.	Rivinius
Eagles	Hausauer, L.	Kermott	Rued
Erickson	Hensrud	Kloubec	Streibel
Gackle	Hentges	LaGrave	Strinden
Ganser	Hilleboe	Lodoen	Thorsgard
Garnas	Jacob	Miedema	Timm
Gengler	Jaeger	Murphy	Tweten
Gunderson	Jenkins	Rice	Mr. Speaker

Absent and not voting:

Dick Reimers

So the bill passed and the title was agreed to.

House Bill No. 1504. A Bill for an Act to amend and reenact subsection D of section 52-09-20 of the North Dakota Century Code, relating to the determination of the primary insurance benefit under the North Dakota old age and survivor insurance system.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rice
Austin	Hausauer, L.	Lee	Rivinius
Backes	Hendrickson	Leibhan	Royse
Backlin	Hensrud	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm

Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland			

Absent and not voting:

Reimers

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 2187. A Bill for an Act authorizing the state of North Dakota acting by the North Dakota employment security bureau to sell and convey in separate transactions for each tract of land: lot thirteen in block nineteen of the original townsite of Williston, Williams County, North Dakota; all of lot eighteen in block twenty-four of the original townsite of Jamestown, Stutsman County, North Dakota; the westerly sixty-five feet and the northerly ten feet of the east seventy-five feet of lot eight in block twenty of the original town of Mandan, Morton County, North Dakota; and lots eight and nine of block twenty-eight of Robert's Second Addition to the City of Fargo, less the east seven and one-half feet, Cass County, 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, 101; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rice
Austin	Hausauer, L.	Lee	Rivinius
Backes	Hendrickson	Leibhan	Royse
Backlin	Hensrud	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland			

Absent and not voting:

Reimers

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1419. A Bill for an Act to provide an appropriation to the department of agriculture for the control and reduction of the state's coyote population, providing a statement of legislative intent, 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, 71; nays, 28; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Peterson
Bassingthwaite	Haugland	Laske	Rice
Berg	Hausauer, A.	Laughlin	Rivinius
Bridston	Hausauer, L.	Leibhan	Rundle
Christensen, R.	Hensrud	Linderman	Schindler
Dick	Hickle	Livingston	Solberg
Dornacker	Hildebrand	Lodoen	Stoltenow
Eagles	Hilleboe	McGauvran	Stone
Erickson	Jacobson	Marsden	Streibel
Fleming	Jenkins	Martinson	Strinden
Freborg	Johnson, H.	Mertens	Thorsgard
Froeber	Johnson, K.	Metzger	Timm
Gackle	Kermott	Meyer	Tweten
Ganser	Kingsbury	Nermyr	Wagner
Garnas	Kloubec	Olin	Weber
Gengler	Knudson	Olson	Winge
Gronneberg	LaGrave	Opedahl	Mr. Speaker
Gunderson	Lang	Orange	

Those voting in the negative were:

Austin	Herman	Matheny	Scofield
Backlin	Jacob	Murphy	Tinjum
Christensen, H.	Jaeger	Poyzer	Vander Vorst
Dotzenrod	Kretschmar	Rau	Watkins
Grubb	Langley	Raymond	Welder
Hendrickson	Lee	Royse	Wilkie
Hentges	Lundene	Rued	Winkjer

Absent and not voting:

Backes	Miedema	Reimers
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTION

Rep. Streibel moved that the House continue on the Eleventh Order of Business, taking action on those bills considered on the Six Order before 2:00 p.m., and that House Bills Nos. 1014, 1339, 1367, 1433, 1436 and 1464 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1014. A Bill for an Act to appropriate money for defraying expenses of various departments and various divisions thereof, 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, 93; nays, 7; absent and not-voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rice
Austin	Hausauer, L.	Lee	Rivinius

Backes	Hendrickson	Leibhan	Royse
Backlin	Hensrud	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Scofield
Berg	Herman	Lodoen	Solberg
Bridston	Hickle	Lundene	Stoltenow
Christensen, H.	Hildebrand	McGauvran	Stone
Christensen, R.	Hilleboe	Marsden	Streibel
Dick	Jacob	Martinson	Strinden
Dornacker	Jacobson	Mertens	Thorsgard
Dotzenrod	Jenkins	Metzger	Timm
Eagles	Johnson, H.	Meyer	Tinjum
Erickson	Johnson, K.	Miedema	Tweten
Fleming	Kermott	Nermyr	Vander Vorst
Freborg	Kingsbury	Olin	Wagner
Froeber	Kloubec	Olson	Watkins
Gackle	Knudson	Opedahl	Weber
Ganser	Kretschmar	Orange	Welder
Garnas	LaGrave	Peterson	Wilkie
Gengler	Langley	Poyzer	Winge
Gronneberg	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland			

Those voting in the negative were:

Grubb	Jaeger	Murphy	Schindler
Gunderson	Matheny	Rued	

Absent and not voting:

Lang	Reimers
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So the bill passed and the title was agreed to.

House Bill No. 1339. A Bill for an Act to amend and reenact section 54-06-09 of the North Dakota Century Code, relating to mileage and travel expense of state officers and 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, 6; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse
Backlin	Hensrud	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freborg	Kingsbury	Murphy	Vander Vorst
Froeber	Kloubec	Nermyr	Wagner
Gackle	Knudson	Olin	Watkins
Ganser	Kretschmar	Olson	Weber
Garnas	LaGrave	Opedahl	Welder
Gengler	Lang	Orange	Wilkie
Gronneberg	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland	Laughlin		

Those voting in the negative were:

Christensen, H.	Jaeger	Rundle	Tweten
Grubb	Johnson, K.		

Absent and not voting:

Peterson Reimers

So the bill passed and the title was agreed to.

MOTIONS

Rep. Opedahl moved that the House reconsider its action by which House Bill No. 1050 was passed.

Rep. Wagner requested a call of the House, which request was granted.

Rep. Streibel moved to suspend the call of the House, which motion prevailed on a division vote.

The question then was on the motion of Rep. Opedahl that the House reconsider its action by which House Bill No. 1050 was passed, which motion prevailed on a division vote.

Rep. Gackle moved that House Bill No. 1050 be re-referred to the Committee on Transportation, which motion prevailed on a division vote.

EXPLANATION OF VOTE

Rep. Rundle: "Mr. Speaker:

"I would like to explain my vote. I voted for referral back to Committee because I wanted to be fair to the cities. I think we had enough horses today, but I wanted the people of the big cities to be treated fairly."

SECOND READING OF HOUSE BILLS

House Bill No. 1367. A Bill for an Act to amend and reenact section 15-40.2-05 of the North Dakota Century Code, relating to application of a parent or guardian for payment of tuition by a school district.

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, 100; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rice
Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Royse
Backlin	Hendrickson	Leibhan	Rued
Bassingthwaite	Hensrud	Linderman	Rundle
Berg	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Scofield
Christensen, H.	Hickle	Lundene	Solberg
Christensen, R.	Hildebrand	McGauvran	Stoltenw
Dick	Hilleboe	Marsden	Stone
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jaeger	Mertens	Thorsgard
Erickson	Jenkins	Metzger	Timm
Fleming	Johnson, H.	Meyer	Tinjum
Freborg	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Murphy	Vander Vorst
Gackle	Kingsbury	Nermyr	Wagner
Ganser	Kloubec	Olin	Watkins
Garnas	Knudson	Olson	Weber
Gengler	Kretschmar	Opedahl	Welder
Gronneberg	LaGrave	Orange	Wilkie
Grubb	Lang	Poyzer	Winge

Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker

Absent and not voting:

Peterson Reimers

So the bill passed and the title was agreed to.

House Bill No. 1433. A Bill for an Act to regulate certain commercial activities on school premises and to provide for the accounting of proceeds to school boards; to repeal section 15-49-10 of the North Dakota Century Code, relating to solicitations and sales in schools; 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, 94; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Leibhan	Rued
Backlin	Hendrickson	Linderman	Rundle
Bassingthwaite	Hensrud	Livingston	Schindler
Berg	Hentges	Lodoen	Scofield
Bridston	Herman	Lundene	Solberg
Christensen, H.	Hickle	McGauvran	Stoltenow
Christensen, R.	Hildebrand	Marsden	Stone
Dick	Hilleboe	Martinson	Streibel
Dornacker	Jacob	Matheny	Strinden
Dotzenrod	Jacobson	Mertens	Thorsgard
Eagles	Jaeger	Metzger	Timm
Erickson	Jenkins	Meyer	Tinjum
Fleming	Johnson, H.	Miedema	Tweten
Freborg	Johnson, K.	Murphy	Vander Vorst
Froeber	Kermott	Nermyr	Wagner
Gackle	Kingsbury	Olson	Watkins
Ganser	Kloubec	Opedahl	Weber
Garnas	Knudson	Orange	Wilkie
Gengler	Kretschmar	Poyzer	Winge
Gronneberg	LaGrave	Raymond	Winkjer
Grubb	Lang	Rice	Mr. Speaker
Gunderson	Larson		

Those voting in the negative were:

Rau

Absent and not voting:

Haugland	Laske	Peterson	Welder
Langley	Olin	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1436. A Bill for an Act to provide a statement of legislative intent concerning the use of sales, market, and productivity studies in the assessment and equalization of property for taxation purposes; to amend and reenact subsection 4 of section 57-01-05, and sections 57-01-06 and 57-01-07 of the North Dakota Century Code, relating to the authority of the state supervisor of assessments and the state tax commissioner, and property to be excluded in sales, market, and productivity studies.

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, 98; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse

Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scotfield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Stone
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jaeger	Mertens	Strinden
Erickson	Jenkins	Metzger	Thorsgard
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Murphy	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olson	Wagner
Garnas	Knudson	Opedahl	Watkins
Gengler	Kretschmar	Orange	Weber
Gronneberg	LaGrave	Peterson	Wilkie
Grubb	Lang	Poyzer	Winge
Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker
Haugland	Laske		

Absent and not voting:

Atkinson	Olin	Reimers	Welder
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So the bill passed and the title was agreed to.

House Bill No. 1464. A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to school starting age of a child.

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, 72; nays, 25; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hensrud	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Christensen, H.	Hickle	McGauvran	Scotfield
Christensen, R.	Hildebrand	Martinson	Solberg
Dornacker	Jacob	Matheny	Stoltenow
Eagles	Johnson, H.	Mertens	Stone
Erickson	Johnson, K.	Metzger	Streibel
Freborg	Kermott	Miedema	Strinden
Froeber	Kloubec	Murphy	Thorsgard
Gackle	Knudson	Olson	Tinjum
Ganser	Kretschmar	Opedahl	Wagner
Garnas	LaGrave	Orange	Watkins
Gengler	Lang	Poyzer	Weber
Gronneberg	Langley	Rau	Winkjer
Gunderson	Laske	Rice	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Hausauer, A.	Linderman	Raymond
Bridston	Hentges	Marsden	Timm
Dick	Jacobson	Meyer	Tweten
Dotzenrod	Jaeger	Nermyr	Vander Vorst
Fleming	Larson	Olin	Wilkie
Grubb	Lee	Peterson	Winge

Absent and not voting:

Hilleboe	Kingsbury	Reimers	Welder
Jenkins			

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1083
 House Bill No. 1108
 House Bill No. 1183
 House Bill No. 1214
 House Bill No. 1265
 House Bill No. 1270
 House Bill No. 1312
 House Bill No. 1321
 House Bill No. 1342
 House Bill No. 1384
 House Bill No. 1388
 House Bill No. 1406
 House Bill No. 1426
 House Bill No. 1434
 House Bill No. 1450
 House Bill No. 1479
 House Bill No. 1518

House Concurrent Resolution No. 3018

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2019
 Senate Bill No. 2040
 Senate Bill No. 2087
 Senate Bill No. 2114
 Senate Bill No. 2166
 Senate Bill No. 2188
 Senate Bill No. 2225

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2035
 Senate Bill No. 2122
 Senate Bill No. 2199
 Senate Bill No. 2200
 Senate Bill No. 2246
 Senate Bill No. 2262
 Senate Bill No. 2273
 Senate Bill No. 2277
 Senate Bill No. 2289
 Senate Bill No. 2307
 Senate Bill No. 2321
 Senate Bill No. 2331
 Senate Bill No. 2340
 Senate Bill No. 2369

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:30 p.m., Friday, February 2, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-THIRD DAY AFTER RECESS AND
TWENTY- FOURTH DAY

Bismarck, February 2, 1973

The House reconvened at 1:30 p.m., pursuant to recess taken, with
Speaker Bunker presiding.

COMMUNICATIONS
STATE OF NORTH DAKOTA
Executive Office
Bismarck

February 1, 1973

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on February 1, 1973, I signed the follow-
House Bills:

1032
1043

1117
1128

Sincerely yours,
ARTHUR A. LINK
Governor

AAL:km

STATE OF NORTH DAKOTA
Executive Office
Bismarck

January 31, 1973

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota

Dear Mr. Speaker:

Enclosed is a copy of Executive Order No. 2 dated January 31, 1973,
relating to the emergency movement of certain military vehicles in
the Minot area.

Section 54-07-01.1 of the North Dakota Century Code provides that
such action be reported to the Legislative Assembly and include a
copy of the Executive Order as promulgated.

Sincerely yours,
ARTHUR A. LINK
Governor

AAL:ab
Encl.

EXECUTIVE ORDER NO. 2

January 31, 1973

Pursuant to the authority vested in me, as Governor of the State of North Dakota, under the provisions of Section 54-07-01.1 of the North Dakota Century Code; and upon application therefore by the United States of America through the United States Air Force; and

Upon recommendation of the Commissioner of the North Dakota State Highway Department;

I do now hereby declare a limited emergency relating to the national defense and the general welfare of the public and order the limited suspension of the application of all regulations, restrictions and statutes of the State of North Dakota and its political subdivisions, relating to emergency movements of Intercontinental Ballistic Missile transporter-erectors and payload transporters upon those public roads in the Minot area as shown on the attached maps, upon the following conditions:

1. The movement of transporter-erectors and payload transporters shall be permitted at any time deemed necessary by military authorities, only after giving advance notice to the North Dakota State Highway Department Truck Regulatory Division pursuant to such procedure as shall be mutually satisfactory to the United States Air Force and the North Dakota State Highway Department.

2. No written permits shall be required, and no bond shall be required to be posted, provided, however, that any damage done to any public road during any such move shall be paid for forthwith, to the appropriate Highway officials having jurisdiction over the road so damaged. It is intended hereby that Highway officials shall examine the roadway within a reasonable time after receiving notice, of the movement of such vehicles to determine whether damage is evident. The appropriate Base official shall be notified of all claims that damage has occurred, and it shall be his responsibility to see that payment for such damage be promptly made.

3. The movement of transporter-erectors and payload transporters shall be accomplished only under appropriate military escort.

This Declaration shall be subject to cancellation by further order of the Governor at his discretion but shall otherwise be effective so long as active Intercontinental Ballistic Missiles shall be located in the Minot area.

Executed at Bismarck, North Dakota, this 31st day of January, 1973.

ATTEST

Secretary of State

ARTHUR A. LINK
Governor

STATE OF NORTH DAKOTA
Executive Office
Bismarck

February 2, 1973

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

The Fourteenth Amendment to the United States Constitution provides that no state shall "deny to any person within its jurisdiction the equal protection of the laws." I do not believe that House Bill 1042 observes the command of this cherished amendment.

I do not favor a bill that does not give each person an equal voice in government. I do not favor a bill that is contrary to the

expressed will of the people of North Dakota. I do not favor a bill that is unfair. Therefore, I veto House Bill 1042.

As I stated in my "Message to the Legislature":

The courts have ruled in favor of the one-man, one-vote concept and equal representation in both Houses of a bicameral legislature. Yet we continue to accept multi-member districts in each succeeding reapportionment plan which does violence to the one-man, one-vote rule.

Lack of time or sufficient data cannot be continuing reasons for not dividing multi-member districts into single member districts or sub-districts. Even though these new districts were less than perfect, they would nevertheless be much more equitable for the people than the present multi-member districts.

* * *

The United States Supreme Court has said, "When district courts are forced to fashion apportionment plans, single-member districts are preferable to large multi-member districts as a general matter."

We should not wait for the courts to tell us to do that which we know is right.

This reapportionment plan fosters the continuation of five multi-senatorial legislative districts and the continuation of unequal representation in state government. Voters of the thirty-two single-senatorial districts are underrepresented in relation to the five multi-senatorial districts in the state. Whereas a voter in each of the thirty-two districts may choose only one senator and two representatives, a voter in District 29 may vote for two senators and four representatives; a voter in District 32 may vote for three senators and six representatives; a voter in District 5 or District 18 may vote for four senators and eight representatives; and a voter in District 21 may vote for five senators and ten representatives. Should the ballot of a voter in these five multi-senatorial districts be two, three, four, or five times as valuable as that of most other North Dakotans?

Multi-senatorial districts also tend to underrepresent minority groups. Experience has clearly shown that the interests of all minority groups are submerged in a winner-take-all pattern which emerges in a multi-legislative district. The unfortunate result is that the voice of the minority is virtually unheard in the public legislative forum.

I believe the increasing costs of campaigning could be significantly reduced by eliminating the multi-senatorial districts. It simply costs more for a candidate to run and to communicate with the people in a multi-senatorial district than it does in a single-senatorial district of similar size or population.

Is it reasonable to have a candidate campaign to 60,000 citizens in our most populous district whereas a legislator in any single-senatorial district must communicate with only about 12,500 people? The increased costs of campaigning in a multi-senatorial district may prevent many citizens from seeking elected office.

And on the other hand, is it reasonable to ask voters of one district to familiarize themselves with the positions of thirty potential legislators when the voters of a single-senatorial district need only to choose from six candidates? Effective government demands a close communication between the elected officials and the people they represent. The multi-senatorial concept does nothing to attain this objective.

Other aspects of House Bill 1042 are equally undesirable. For example, this reapportionment plan violates the boundaries of sixteen counties. A defeated substitute plan would have retained the county-line integrity of forty counties and yet comply with court-ordered population ratios.

This bill would attach the Air Force bases to the closest urban area by long, narrow district elongations. This bill divides Barnes County into three oddly shaped districts and into a pattern contrary to the traditional district boundaries of the past seventy years. This bill dissects Walsh County into three elongated districts with tails trailing off to Pembina and Grand Forks Counties. This bill suggests the impossibility of intra-city or intra-county subdistricts when experience has clearly shown boundaries can be equitably drawn for precincts and wards to elect county commissioners, aldermen and council members. It therefore appears that this bill does not attempt to assure every voter an equal voice in electing legislators.

It should be noted that single-senatorial districts were constitutionally required in North Dakota from 1889. The original constitutional text carried a simple, clear provision for single-senatorial districts:

Each district shall be entitled to one senator and no more, and shall be composed of compact and contiguous territory. . . .

This was amended by vote of the people in 1960 to:

Each existing senatorial district as provided by law at the effective date of this amendment shall permanently constitute a senatorial district. Each senatorial district shall be represented by one senator and no more.

In 1964, a three judge Federal Court (**Paulson v. Meier**, 232 F. Supp. 183) held that the first sentence of the new Section 29 violated the Equal Protection Clause of the Fourteenth Amendment to the Federal Constitution. The amendment was thereby invalidated.

The North Dakota Supreme Court (**State ex rel. Stockman v. Anderson**, 184 N.W. 2d 53, 1971) reaffirmed that the entire Section 29 was invalid — but not because of any criticism of single-senatorial districts. Unfortunately the court did not address itself to the question of whether the invalidity of the entire 1960 amendment to Section 29 of the Constitution reinstated the original version of Section 29 — a version which is completely consistent with the Constitution of the United States.

As the people and the North Dakota Constitution have consistently favored the single-senatorial concept, why must the people of North Dakota be burdened with multi-senatorial districts?

Finally, a 1972 Federal District Court case (**Graves v. Barnes**, 343 F. Supp. 704) explains that "courts have invalidated plans containing unexplained mixtures of single and multi-member districts. In . . . 1966 . . . the Iowa Supreme Court declared unconstitutional a reapportionment plan making one county a multi-member district while dividing the other counties into single-member districts. The court held that the scheme would not be sustained without reasoned justification." I believe that House Bill 1042 also fails to provide a rational justification for multi-senatorial districts.

Therefore, the Legislature must now provide for an equitable method of producing a single-senatorial reapportionment plan before the next general election.

Sincerely yours,
ARTHUR A. LINK
Governor

AAL:bc

MOTION

Rep. Streibel moved that House Bill No. 1042 be reconsidered at a time certain, and the time certain to be set by motion, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1130

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

RECOGNITION

Speaker Bunker 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.

SIXTH ORDER OF BUSINESS

Rep. Lodoen has moved that the amendments to House Bill No. 1092 as recommended by the Committee on Industry, Business and Labor as printed on page 459 of the House Journal be adopted, which motion prevailed.

Rep. Rundle has moved that the amendments to House Bill No. 1231 as recommended by the Committee on Judiciary as printed on page 459 of the House Journal be adopted, which motion prevailed.

Rep. Rivinius has moved that the amendments to House Bill No. 1351 as recommended by the Committee on State and Federal Government as printed on pages 460 and 461 of the House Journal be adopted, which motion prevailed.

Rep. Rundle has moved that the amendments to House Bill No. 1393 as recommended by the Committee on Political Subdivisions as printed on page 461 of the House Journal be adopted, which motion prevailed.

Rep. Dick has moved that the amendments to House Bill No. 1498 as recommended by the Committee on Judiciary as printed on page 462 of the House Journal be adopted, which motion prevailed.

Rep. Dick has moved that the amendments to House Concurrent Resolution No. 3012 as recommended by the Committee on Judiciary as printed on pages 462 and 463 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Jenkins moved that House Bill No. 1015 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1298. A Bill for an Act to amend and reenact sections 23-15-01 and 23-15-02 of the North Dakota Century Code, relating to the definition of "fireworks" and prohibitions on their use; and to repeal sections 23-15-03 and 23-15-04 of the North Dakota Century Code, relating to public displays of fireworks and exceptions to the permit requirement.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 69; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Hausauer, L.	Knudson	Raymond
Bassingthwaite	Hendrickson	LaGrave	Royse
Dick	Hentges	Larson	Schindler
Eagles	Herman	Lodoen	Stone
Ganser	Hildebrand	Matheny	Watkins
Garnas	Hilleboe	Poyzer	Winkjer

Gengler	Jenkins	Rau	Mr. Speaker
Haugland	Kloubec		
Those voting in the negative were:			
Atkinson	Hausauer, A.	Livingston	Rivinius
Backes	Hickle	Lundene	Rundle
Backlin	Jacob	McGauvran	Scotfield
Berg	Jacobson	Marsden	Solberg
Bridston	Jaeger	Martinson	Stoltenow
Christensen, H.	Johnson, H.	Mertens	Streibel
Christensen, R.	Johnson, K.	Metzger	Strinden
Dornacker	Kermott	Meyer	Thorsgard
Dotzenrod	Kingsbury	Miedema	Timm
Erickson	Kretschmar	Murphy	Tinjum
Fleming	Lang	Nermyr	Tweten
Freborg	Langley	Olin	Vander Vorst
Froeber	Laske	Olson	Wagner
Gackle	Laughlin	Opedahl	Weber
Gronneberg	Lee	Orange	Welder
Grubb	Leibhan	Peterson	Wilkie
Gunderson	Linderman	Rice	Winge
Harti			
Absent and not voting:			
Hensrud	Reimers	Rued	
So the bill lost.			

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation 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, line 5, delete the following: “, and to provide an”

On page 1, delete all of line 6

On page 1, line 7, delete the words “abuse”

On page 2, line 19, delete the words “the state” and insert in lieu thereof the words “**an approved treatment facility**”

On page 2, line 20, delete the words “**division of alcoholism and drug abuse**”

On page 2, line 23, delete the words “**supervised through**” and insert in lieu thereof the words “**in a facility approved by**”

On page 2, line 33, place beginning triple parentheses before the word “three”

On page 2, line 34, place ending triple parentheses after the word “months” and insert in lieu thereof the words “**thirty days**”

On page 3, line 8, delete the third word “the” and insert in lieu thereof the words “**an approved treatment facility**”

On page 3, line 9, delete the words “**state division of alcoholism and drug abuse**”

On page 3, line 12, delete the word “**supervised**” and insert in lieu thereof the words “**in a facility approved**”

On page 3, delete all of lines 14 through 23

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HENSRUD, Chairman

Rep. 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 House Bill No. 1167 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15, place beginning triple parentheses before the word “all”

On page 1, line 16, place ending triple parentheses after the word "schools,"

On page 2, line 1, after the numerals "15-20.1" insert the following: "and other courses approved by the Superintendent of Public Instruction"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Backlin 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. 1190 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, following the word "eye-protection" insert the following "and protective helmets"

On page 1, line 2, delete everything after the word "and" and insert in lieu thereof "to repeal section 39-21-48 of the North Dakota Century Code."

On page 1, delete all of line 3

On page 1, line 8, delete everything after the parenthesis and insert in lieu thereof the following: "The motorcycle headlamp and taillamp should be lighted at all times when being operated upon a public street or highway by any person, unless the operator deems otherwise."

On page 1, delete lines 9 and 10

On page 1, line 12, delete the word "fifteen" and insert in lieu thereof the word "twenty"

On page 1, line 14, delete everything after the parenthesis and insert in lieu thereof the following: "An eye-protective device and protective helmet should be worn by any person who operates or rides a motorcycle upon a public street or highway, unless the operator deems otherwise."

SECTION 4. REPEAL.) Section 39-21-48 of the North Dakota Century Code is hereby repealed."

On page 1, delete lines 15 through 22

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HENSRUD, 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. 1240 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Poyzer 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. 1332 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. A. Hausauer 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. 1372 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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 Bill No. 1381 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, after the word "appropriation" and before the period insert the following: ", and declaring an emergency"

On page 2, line 27, after the word "Act" delete the words "for the biennium beginning"

On page 2, line 28, delete everything before the period

On page 2, following line 28, insert the following new section:
 "(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 renumber the pages and lines accordingly

And when so amended it 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 Veterans' Affairs to whom was referred House Bill No. 1390 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 11, delete the word "charge" and insert in lieu thereof the words "any tuition and fee charges, except those charged to retire outstanding bonds"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, 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 House Bill No. 1435 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Lodoen 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. 1447 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Kloubec 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. 1453 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, after the word "hospital" insert the words "and nursing home"

On page 1, line 7, after the word "hospital" insert the words "and nursing home"

On page 1, line 12, after the word "hospital" insert the words "and nursing home"

On page 1, line 24, delete the word "unnecessary"

On page 1, line 24, after the word "hospital" insert the words "and nursing home"

On page 2, line 5, after the word "hospital" insert the words "and nursing home"

On page 2, line 11, after the word "hospitals" insert the words "and nursing homes"

And renumber the pages and lines accordingly.

And when so amended it be re-referred to the Committee on Appropriations.

REP. HAUGLAND, Chairman

Rep. Laske 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. 1519 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 9, following the word "reports", insert the words: "as selected by the committee from those"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of the amendment is to clarify the wording of the bill.

REP. WAGNER, Vice Chairman

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

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3022 has had the same under consideration and recommends that the same do pass, and be re-referred to the Legislative Council Resolutions Committee.

REP. HENSRUD, Chairman

Rep. Langley 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. 3025 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Rued 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. 2053 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" to the end of the bill, and insert the following in lieu thereof: "for an Act providing for dairy commissioner, city health department, and district health unit cooperation in the inspection of milk producers and processors, and to amend and reenact section 4-30-36 of the North Dakota Century Code, relating to the adoption of standards and regulations for grade "A" milk and milk products and authorizing the adoption of amendments and new editions thereof.

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

SECTION 1. DAIRY COMMISSIONER - CITY HEALTH DEPARTMENT - DISTRICT HEALTH UNITS - COOPERATION IN INSPECTION.) When a health district or city health department is conducting inspections of grade "A" milk producers and processors within their jurisdiction, the dairy commissioner shall not conduct inspections of said milk producers and processors, except that he shall carry out such inspections when requested information pertaining to inspections made, findings, and related information is not furnished by said district or department. Health districts and city health departments may provide such information and assistance to the dairy commissioner as he might reasonably request pursuant to this Act.

SECTION 2. AMENDMENT.) Section 4-30-36 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

4-30-36. STANDARDS FOR GRADE A MILK AND MILK PRODUCTS - ADOPTION OF AMENDMENTS.) The minimum stand-

ards for milk and milk products designated as Grade A shall be the same as the minimum requirements of the ((latest edition of the)) "Grade A Pasteurized Milk Ordinance, 1965 Recommendations of the United States Public Health Service ((and Code))" and all supplements added thereto ((which is published by the Public Health Service of the United States Department of Health, Education, and Welfare)). The dairy commissioner may adopt as dairy department regulations any amendments, supplements to, and/or new editions of said Milk Ordinance which are in the interest of public safety, wholesomeness of product, consumer interest, sanitation, good supply, salability and promotion of grade "A" milk and milk products."

And renumber the lines accordingly.

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 Appropriations to whom was referred Senate Bill No. 2088 has had the same under consideration and recommends that the same do pass.

REP. WAGNER, Vice Chairman

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

MOTIONS

Rep. Hildebrand moved that House Bill No. 1408 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Hildebrand requested permission to withdraw House Bill No. 1408. 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

TWENTY-FOURTH DAY

Bismarck, February 2, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Stanley Malmgren, Pastor, First Baptist Church, Bismarck.

Roll was called, and all members were present except Reps. Hensrud, Leibhan, Reimers and Rued.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 finds the same to be correct.

REP. GUNDERSON, Chairman

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

MESSAGES FROM THE SENATE Senate Chamber

Mr. Speaker: I have the honor to return:
House Concurrent Resolution No. 3030
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you the Senate requests the return of:

Senate Bill No. 2061

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2074

Senate Bill No. 2107

Senate Bill No. 2125

Senate Bill No. 2144

Senate Bill No. 2175

Senate Bill No. 2177

Senate Bill No. 2259

Senate Bill No. 2265

Senate Bill No. 2269

Senate Bill No. 2303

Senate Bill No. 2308

Senate Bill No. 2311

Senate Bill No. 2317

Senate Bill No. 2336

Senate Bill No. 2357

Senate Bill No. 2360

Senate Bill No. 2378

Senate Bill No. 2382

Senate Concurrent Resolution No. 4008

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1326 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

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

House Bill No. 1326 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1385 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Rundle moved that the report be adopted.

Rep. Strinden moved a substitute motion, that House Bill No. 1385 be placed on the calendar, which motion prevailed on a division vote.

House Bill No. 1385 was placed on the calendar.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1456 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. WAGNER, Vice Chairman

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

House Bill No. 1456 was indefinitely postponed.

SECOND READING OF HOUSE BILLS

House Bill No. 1329. A Bill for an Act to create and enact section 11-18-15 of the North Dakota Century Code, relating to the seal on notarized documents filed with a register of deeds, and to amend and reenact subsection 1 of section 44-06-04 of the North

Dakota Century Code, relating to the filing of a notary's seal with the secretary of 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, 88; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hartl	Langley	Poyzer
Austin	Haugland	Laske	Rau
Backlin	Hausauer, A.	Laughlin	Raymond
Bassingthwaite	Hausauer, L.	Lee	Rice
Berg	Hendrickson	Leibhan	Rivinius
Bridston	Hentges	Linderman	Royse
Christensen, H.	Herman	Livingston	Schindler
Christensen, R.	Hickle	Lodoen	Scofield
Dick	Hildebrand	Lundene	Stoltenow
Dornacker	Hilleboe	Marsden	Stone
Dotzenrod	Jacob	Martinson	Streibel
Eagles	Jacobson	Matheny	Strinden
Erickson	Jenkins	Mertens	Timm
Fleming	Johnson, H.	Metzger	Tinjum
Freborg	Johnson, K.	Meyer	Vander Vorst
Froeber	Kermott	Murphy	Wagner
Gackle	Kingsbury	Nermyr	Watkins
Garnas	Kloubec	Olin	Weber
Gengler	Knudson	Olson	Welder
Gronneberg	Kretschmar	Opedahl	Winge
Grubb	LaGrave	Orange	Winkjer
Gunderson	Lang	Peterson	Mr. Speaker

Those voting in the negative were:

Ganser	McGauvran	Solberg	Tweten
Jaeger	Miedema	Thorsgard	Wilkie
Larson	Rundle		

Absent and not voting:

Backes	Hensrud	Reimers	Rued
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So the bill passed and the title was agreed to.

House Bill No. 1330. A Bill for an Act to amend and reenact section 40-23-02 of the North Dakota Century Code, relating to compensation of the special assessment commission 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, 98; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Raymond
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Murphy	Vander Vorst

Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olin	Watkins
Ganser	Knudson	Olson	Weber
Garnas	Kretschmar	Opedahl	Welder
Gengler	LaGrave	Orange	Wilkie
Gronneberg	Lang	Peterson	Winge
Grubb	Langley	Poyzer	Winkjer
Gunderson	Larson	Rau	Mr. Speaker
Hartl	Laske		

Those voting in the negative were:
Thorsgard

Absent and not voting:

Hensrud Reimers Rued

So the bill passed and the title was agreed to.

House Bill No. 1369. A Bill for an Act to create and enact section 27-18-07 of the North Dakota Century Code, authorizing the board of county commissioners to appoint an alternate county justice.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Leibhan	Rivinius
Backes	Hausauer, L.	Linderman	Royse
Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hickle	McGauvran	Solberg
Christensen, H.	Hilleboe	Marsden	Stoltenow
Christensen, R.	Jacob	Martinson	Stone
Dick	Jacobson	Matheny	Streibel
Dornacker	Jaeger	Mertens	Strinden
Dotzenrod	Jenkins	Metzger	Thorsgard
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Murphy	Tweten
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Grubb	Larson	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin		

Those voting in the negative were:
Hildebrand

Absent and not voting:

Hensrud Reimers Rued

So the bill passed and the title was agreed to.

House Bill No. 1397. A Bill for an Act to amend and reenact sections 40-05.1-03 and 40-05.1-04 of the North Dakota Century Code, relating to the publication of proposed home rule charters.

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, 9; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Rau
Austin	Hausauer, L.	Laughlin	Rice
Backes	Hendrickson	Linderman	Rivinius
Backlin	Hentges	Livingston	Royse
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scotfield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jenkins	Mertens	Strinden
Erickson	Johnson, H.	Metzger	Thorsgard
Fleming	Johnson, K.	Meyer	Timm
Freborg	Kermott	Miedema	Tinjum
Froeber	Kingsbury	Murphy	Tweten
Gackle	Kloubec	Nermyr	Wagner
Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Olson	Weber
Gengler	LaGrave	Opedahl	Wilkie
Gronneberg	Lang	Orange	Winge
Gunderson	Langley	Peterson	Winkjer
Hartl	Larson	Poyzer	Mr. Speaker
Haugland			

Those voting in the negative were:

Bassingthwaite	Jaeger	Leibhan	Rundle
Dornacker	Lee	Raymond	Vander Vorst
Grubb			

Absent and not voting:

Hensrud	Reimers	Rued	Welder
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So the bill passed and the title was agreed to.

House Bill No. 1398. A Bill for an Act to amend and reenact section 15-22-25 of the North Dakota Century Code, relating to a common county superintendent of schools for two or more counties or parts 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, 81; nays, 17; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Laske	Rice
Austin	Hendrickson	Laughlin	Rivinius
Backes	Hentges	Lee	Royse
Backlin	Herman	Leibhan	Rundle
Berg	Hickle	Linderman	Scotfield
Bridston	Hilleboe	Livingston	Solberg
Christensen, R.	Jacob	Lodoen	Stone
Dick	Jaeger	Lundene	Streibel
Dornacker	Jenkins	Martinson	Strinden
Dotzenrod	Johnson, H.	Mertens	Thorsgard
Eagles	Johnson, K.	Metzger	Timm
Erickson	Kermott	Meyer	Tweten
Fleming	Kingsbury	Miedema	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Poyzer	Winge
Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker
Haugland			

Those voting in the negative were:

Bassingthwaite	Hausauer, A.	Marsden	Opedahl
Christensen, H.	Hildebrand	Matheny	Schindler
Freborg	Jacobson	Murphy	Stoltenow
Gackle	McGauvran	Nermyr	Tinjum
Grubb			

Absent and not voting:

Hensrud	Reimers	Rued	Welder
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So the bill passed and the title was agreed to.

House Bill No. 1449. A Bill for an Act to amend and reenact section 11-10.1-07 of the North Dakota Century Code, to provide that counties and cities may employ a joint county director of tax equalization and city assessor.

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, 2; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Raymond
Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rundle
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	Lundene	Scofield
Christensen, R.	Hilleboe	McGauvran	Solberg
Dick	Jacob	Marsden	Stoltenow
Dotzenrod	Jacobson	Martinson	Stone
Eagles	Jaeger	Matheny	Streibel
Erickson	Jenkins	Mertens	Strinden
Fleming	Johnson, H.	Metzger	Thorsgard
Freborg	Johnson, K.	Meyer	Timm
Froeber	Kermott	Miedema	Tinjum
Gackle	Kingsbury	Murphy	Tweten
Ganser	Kloubec	Nermyr	Vander Vorst
Garnas	Knudson	Olin	Wagner
Gengler	Kretschmar	Olson	Watkins
Gronneberg	LaGrave	Opedahl	Weber
Grubb	Lang	Orange	Wilkie
Gunderson	Langley	Peterson	Winge
Hartl	Larson	Poyzer	Winkjer
Haugland	Laske	Rau	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Dornacker
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Absent and not voting:

Hensrud	Reimers	Rued	Welder
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So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved that Senate Bill No. 2061 be returned to the House from the Committee on Veterans Affairs, which motion prevailed.

Rep. Streibel moved that the House accede to the request of the Senate for the return of Senate Bill No. 2061, which motion prevailed.

MESSAGES TO THE SENATE House Chamber

Mr. President: I have the honor to return:
Senate Bill No. 2061

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1105
 House Bill No. 1170
 House Bill No. 1180
 House Bill No. 1204
 House Bill No. 1230
 House Bill No. 1243
 House Bill No. 1315
 House Bill No. 1334
 House Bill No. 1364
 House Bill No. 1370
 House Bill No. 1371
 House Bill No. 1380
 House Bill No. 1391

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2021
 Senate Bill No. 2022
 Senate Bill No. 2024

ROY GILBREATH, Chief Clerk

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4018. A concurrent resolution urging the railroads serving North Dakota to use every means possible to provide an adequate number of boxcars and hopper cars in order that North Dakota farmers and grain shippers may market their products on a timely basis.

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.

ANNOUNCEMENTS

Speaker Bunker announced that the funeral of former Rep. Martin Vinje will be in Bottineau on February 3, 1973, at 2:00 p.m. in the First Lutheran Church, and he appointed Reps. Marsden and Nermyr to represent the Assembly at this funeral.

Speaker Bunker announced the appointment of the following to arrange for a joint memorial service on February 22:

Rep. L. Hausauer, Chairman
 Rep. Raymond
 Rep. Lundene

MOTION

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, the House stand recessed until 1:00 p.m., Monday, February 5, 1973, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Rep. Poyzer introduced:

House Concurrent Resolution No. 3038. A Concurrent Resolution providing for a study by the Legislative Council to determine the feasibility of creating a state department of transportation.

Was read the first time and referred to the Legislative Council Resolutions Committee.

FIRST READING OF SENATE BILLS

Senate Bill No. 2035. A Bill for an Act to provide for division of water management districts along county lines; to amend and reenact sections 61-16-05, 61-16-06, 61-16-07, 61-16-08, 61-16-12, 61-16-14, 61-16-18, 61-16-28, 61-16-29, 61-16-36, and 61-16-48 of the North Dakota Century Code, relating to establishment and consolidation of water management districts, the area included within water management districts, the board of commissioners, and joint control by the board of county commissioners and state water conservation commission over maintenance and operation of dams constructed by or with federal assistance; and to repeal sections 61-16-02, 61-16-03, 61-16-04, and 61-16-42 of the North Dakota Century Code, relating to establishment and dissolution of water management districts.

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

Senate Bill No. 2122. A Bill for an Act to establish the profession and regulation of professional soil classifying, a creation of a board of professional soil classifiers, and providing penalties.

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

Senate Bill No. 2199. A Bill for an Act to create and enact a new subsection to section 20.1-01-02 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the definition of rare and endangered animals; and to create and enact a new subsection to section 20.1-02-05 of the North Dakota Century Code as contained in section 9 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to powers of the commissioner.

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

Senate Bill No. 2200. A Bill for an Act to amend and reenact subsection 10 of section 20.1-01-02 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the definition of harmful wild birds.

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

Senate Bill No. 2246. A Bill for an Act to repeal subsection 5 of section 20.1-03-04 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to hunting and fishing without a license by military personnel, during the open season in a time of war.

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

Senate Bill No. 2262. A Bill for an Act to establish a state crime laboratory.

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

Senate Bill No. 2273. A Bill for an Act to provide an appropriation to the North Dakota winter show for the showing and competition of livestock.

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

Senate Bill No. 2277. A Bill for an Act to permit the depositing in school district general funds of moneys accumulated in such districts from tuition levies for now defunct county agricultural and training schools, and declaring an emergency.

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

Senate Bill No. 2289. A Bill for an Act to amend and reenact section 21-04-14 of the North Dakota Century Code, relating to bid proposals for public deposits.

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

Senate Bill No. 2307. A Bill for an Act to provide an option to postpone the reporting of crop insurance proceeds for income tax purposes.

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

Senate Bill No. 2321. A Bill for an Act to amend and reenact section 15-29-13 of the North Dakota Century Code, relating to increasing the amount of a school district's incidental revolving fund.

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

Senate Bill No. 2331. A Bill for an Act relating to investments of state banks.

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

Senate Bill No. 2340. A Bill for an Act to require a prescription for the sale and purchase of hypodermic needles and hypodermic syringes, to forbid the possession of such instruments, to require records to be kept, to exempt certain individuals and professions, and to provide a penalty.

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

Senate Bill No. 2369. A Bill for an Act relating to hearing procedures in dealing with interstate parolees or probationers being supervised under the interstate compact for the supervision of parolees and probationers.

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

Pursuant to Rep. Streibel's motion, the House stood recessed until 1:00 p.m., Monday, February 5, 1973.

ROY GILBREATH, Chief Clerk

**TWENTY-FOURTH DAY AFTER RECESS AND
TWENTY-FIFTH DAY**

Bismarck, February 5, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

REPORTS OF PROCEDURAL COMMITTEES

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

House Bill No. 1092

And find the same correctly re-engrossed.

REP. MIEDEMA, Chairman

Representative Laughlin 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. 1231

House Bill No. 1351

House Bill No. 1393

House Bill No. 1498

House Concurrent Resolution No. 3012

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Representative Laughlin moved that the report be adopted, which motion prevailed, and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Erickson has moved that the amendments to House Bill No. 1136 as recommended by the Committee on Transportation as printed on page 480 of the House Journal be adopted, which motion prevailed.

Rep. Backlin has moved that the amendments to House Bill No. 1167 as recommended by the Committee on Education as printed on pages 480 and 481 of the House Journal be adopted, which motion prevailed.

Rep. Gackle has moved that the amendments to House Bill No. 1190 as recommended by the Committee on Transportation as printed on page 481 of the House Journal be adopted, which motion prevailed.

Rep. Atkinson has moved that the amendments to House Bill No. 1381 as recommended by the Committee on Social Welfare as printed on page 482 of the House Journal be adopted, which motion prevailed, and House Bill No. 1381 was re-referred to the Committee on Appropriations.

Rep. Dotzenrod has moved that the amendments to House Bill No. 1390 as recommended by the Committee on Veterans Affairs as printed on page 482 of the House Journal be adopted, which motion prevailed.

Rep. Laske has moved that the amendments to House Bill No. 1453 as recommended by the Committee on Social Welfare as printed on page 482 of the House Journal be adopted, which motion prevailed, and House Bill No. 1453 was re-referred to the Committee on Appropriations.

Rep. Jenkins has moved that the amendments to House Bill No. 1519 as recommended by the Committee on Appropriations as printed on page 483 of the House Journal be adopted, which motion prevailed.

Rep. Gunderson has moved that the amendments to Senate Bill No. 2053 as recommended by the Committee on Agriculture as printed on pages 483 and 484 of the House Journal be adopted, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Backes: "Mr. Speaker:

"I rise on a point of personal privilege.

"A few weeks ago when Rep. Streibel was condemning the press, I sat and thought to myself I know how he feels because I went through it for quite a while, but I think that was more than a personal thing.

"Over the last few weeks we have seen the news do some strange things. About two weeks ago the Governor proposed a budget, and in that he had some \$38 million in tax relief. This was diligently pointed out by those of us in leadership and in the Governor's office that this was not a spending increase but a tax decrease, and yet the newspapers came out one after another with the headline that Link's budget added \$32½ million more than Guy's — not one word about tax relief. **The Pioneer** comes out with Link asking for \$32½ million more. **The Grand Forks Herald** comes out with Link's budget exceeds Guy's proposal by \$32½ million. They all had the same amount anyway.

"I was dismayed because the headlines were misleading. But this week-end I picked up the **Fargo Forum** and the **Minot Daily News** — I have the Fargo Forum here — both of which state that the North Dakota GOP unveils tax relief program. We are talking about the same \$32½ million. One is a spending increase and the other is a tax relief program. It is hard to conceive of how this can be done. I think the only thing I can say is that it is either gross ignorance on the part of the press on budgetary matters, or it is plain intentional biased reporting — one or the other or both."

MOTION

Rep. Wagner moved that House Bill No. 1015 be re-referred to the Committee on Appropriations, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1092. A Bill for an Act to amend and reenact section 43-23-08 of the North Dakota Century Code, relating to standards for licensing of mortgage brokers and real estate brokers and salesmen by the state real estate 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, 91; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Hartl	Laughlin	Reimers
Backes	Haugland	Lee	Rice
Backlin	Hausauer, L.	Leibhan	Rivinius
Bassingthwaite	Hendrickson	Linderman	Royse
Berg	Hensrud	Livingston	Rued

Bridston	Hentges	McGauvran	Scofield
Christensen, H.	Hickle	Marsden	Stoltenow
Christensen, R.	Hildebrand	Martinson	Stone
Dick	Hilleboe	Matheny	Streibel
Dornacker	Jacob	Mertens	Strinden
Dotzenrod	Jacobson	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Kermott	Miedema	Tinjum
Fleming	Kingsbury	Nermyr	Tweten
Freborg	Kloubec	Olin	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Wilkie
Gengler	Langley	Poyzer	Winge
Gronneberg	Larson	Rau	Winkjer
Grubb	Laske	Raymond	Mr. Speaker
Gunderson	Lodoen	Schindler	

Those voting in the negative were:

Hausauer, A.	Johnson, H.	Lundene	Rundle
Jaeger	Johnson, K.	Murphy	Solberg

Absent and not voting:

Atkinson	Herman	Welder
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So the bill passed and the title was agreed to.

House Bill No. 1231. A Bill for an Act to amend and reenact section 27-06-08 of the North Dakota Century Code, relating to fees for transcripts.

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, 99; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hensrud	Livingston	Rued
Berg	Hentges	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Wilkie
Gronneberg	Lang	Peterson	Winge
Grubb	Langley	Poyzer	Winkjer
Gunderson	Larson	Rau	Mr. Speaker
Hartl	Laske	Raymond	

Absent and not voting:

Herman	Stone	Welder
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So the bill passed and the title was agreed to.

House Bill No. 1240. A Bill for an Act to create and enact a new section to chapter 49-14 of the North Dakota Century Code, providing penalties for the failure of railroads to furnish cars for grain loading.

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, 35; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hildebrand	Lundene	Rivinius
Austin	Hilleboe	McGauvran	Rundle
Backes	Jacob	Marsden	Schindler
Bassingthwaite	Jacobson	Matheny	Scofield
Berg	Johnson, H.	Mertens	Solberg
Dornacker	Kingsbury	Meyer	Stoltenow
Fleming	Knudson	Miedema	Stone
Freborg	Lang	Nermyr	Thorsgard
Ganser	Langley	Olson	Tinjum
Gronneberg	Larson	Opedahl	Tweten
Grubb	Laughlin	Orange	Vander Vorst
Gunderson	Lee	Poyzer	Watkins
Hartl	Leibhan	Rau	Weber
Haugland	Linderman	Raymond	Wilkie
Hendrickson	Livingston	Reimers	Winge
Hickle	Lodoen	Rice	Winkjer

Those voting in the negative were:

Backlin	Gackle	Kermott	Peterson
Bridston	Garnas	Kloubec	Royce
Christensen, H.	Gengler	Kretschmar	Rued
Christensen, R.	Hausauer, L.	LaGrave	Streibel
Dick	Hensrud	Laske	Strinden
Dotzenrod	Hentges	Martinson	Timm
Eagles	Jaeger	Metzger	Wagner
Erickson	Jenkins	Murphy	Mr. Speaker
Froeber	Johnson, K.	Olin	

Absent and not voting:

Hausauer, A.	Herman	Welder
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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:

On page 1, line 21, delete the numerals "25,000" and insert in lieu thereof the numerals "5,000"

On page 1, line 22, delete the numerals "348,033" and insert in lieu thereof the numerals "328,033"

On page 2, line 14, delete the numerals "60,000" and insert in lieu thereof the numerals "207,000"

On page 2, line 15, delete the numerals "60,000" and insert in lieu thereof the numerals "207,000"

On page 2, after line 16, insert the following:

"UNEMPLOYMENT COMPENSATION COSTS

Fees and services	<u>\$75,000</u>
Total general fund appropriation	75,000
Subdivision 7."	

On page 2, line 23, delete the numerals "3,599,035" and insert in lieu thereof the numerals "3,801,035"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The Committee feels that \$5,000 is a sufficient allowance for per diem and travel expenses of the advisory commission.

Reciprocal Agreements — grants, benefits, and claims were increased to allow continuation of the reciprocity program with other states who accept N. D. veterinary students.

The allowance for Unemployment Compensation Costs is to pay the premiums due July, 1973 to the Employment Security Bureau for coverage of employees of the institutions of Higher Education, in accordance with legislation passed in the Forty-second Legislative Assembly.

REP. REIMERS, Chairman

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

Mr. Speaker: Your Committee on Judiciary 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 15, following the word "guilty" insert the following: ", not guilty, or order of dismissal"

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. H. Christensen 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. 1360 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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. 1361 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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. 1415 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, delete the word "and" before the numbers "40-16-15"

On page 1, line 2, after the numbers "40-16-15" insert the following: ", and 40-16-16"

On page 8, after line 8, insert the following new section:

"SECTION 14.) Section 40-16-16 of the North Dakota Century Code is hereby created and enacted to read as follows: **40-16-16 DELEGATION OF POWERS AND DUTIES.)** The city council or city commission may delegate any functions and duties of the city auditor to an officer appointed under 40-14-04 or 40-15-05."

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. LANG, 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 House Bill No. 1469 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 28, delete the hyphen at the end of the sentence

On page 2, line 29, delete the words "QUARTERLY REMITTANCE TO STATE TREASURER"

On page 3, line 10, delete the words "the price paid for the turkeys;"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny 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 do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 1306 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.

House Bill No. 1306 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1354 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

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

House Bill No. 1354 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1359 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. Tweten moved a substitute motion that House Bill No. 1359 be placed on the calendar, which motion failed.

Rep. Tweten moved a substitute motion that House Bill No. 1359 be re-referred to the Committee on Judiciary, which motion prevailed.

House Bill No. 1359 was re-referred to the Committee on Judiciary.

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 5, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. E. C. Schumacher, Pastor, Evangelical Free Church, Bismarck.

Roll was called and all members were present except Rep. Herman.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-third Day After Recess and Twenty-fourth Day and recommends that the same be corrected as follows:

Page 483, line 21, delete the “” and insert in lieu thereof “, and be re-referred to the Legislative Council Resolutions Committee.” And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

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

COMMUNICATIONS
STATE OF NORTH DAKOTA
Executive Office
Bismarck

February 2, 1973

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on February 1, 1973, I signed House Bills:

House Bill No. 1022
House Bill No. 1063

Sincerely yours,
ARTHUR A. LINK
Governor

AAL:km

MOTIONS

Rep. Metzger moved that House Bill No. 1481 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Metzger requested permission to withdraw House Bill No. 1481. There being no objection, it was so ordered by the Speaker.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1389 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. H. Christensen moved a substitute motion that House Bill No. 1389 be placed on the calendar.

Rep. H. Christensen requested a recorded roll call vote on the substitute motion.

ROLL CALL

The question being on the substitute motion of Rep. H. Christensen. The roll was called and there were ayes, 63; nays, 37; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Linderman	Rued
Austin	Hausauer, A.	Livingston	Schindler
Backlin	Hendrickson	Lodoen	Scofield
Berg	Hentges	Lundene	Solberg
Christensen, H.	Hilleboe	Marsden	Stoltenow
Dotzenrod	Jacob	Martinson	Stone
Eagles	Jacobson	Matheny	Strinden
Erickson	Jaeger	Miedema	Thorsgard
Fleming	Jenkins	Nermyr	Tinjum
Freborg	Kermott	Opedahl	Tweten
Freober	Kloubec	Orange	Wagner
Gackle	Knudson	Poyzer	Watkins
Ganser	Lang	Rau	Weber
Gronneberg	Larson	Reimers	Winge
Grubb	Laske	Rice	Mr. Speaker
Gunderson	Laughlin	Royle	

Those voting in the negative were:

Backes	Hickle	Leibhan	Raymond
Bridston	Hildebrand	McGauvran	Rivinius
Christensen, R.	Johnson, H.	Mertens	Rundle
Dick	Johnson, K.	Metzger	Streibel
Dornacker	Kingsbury	Meyer	Timm
Garnas	Kretschmar	Murphy	Vander Vorst
Gengler	LaGrave	Olin	Welder
Hartl	Langley	Olson	Wilkie
Hausauer, L.	Lee	Peterson	Winkjer
Hensrud			

Absent and not voting:

Bassingthwaite Herman

The substitute motion prevailed.

House Bill No. 1389 was placed on the calendar.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1468 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

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

House Bill No. 1468 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1470 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. Backes requested a recorded roll call vote on the motion of Rep. Wagner that the Committee Report on House Bill No. 1470 be adopted.

ROLL CALL

The question being on the motion of Rep. Wagner. Roll was called and there were ayes, 75; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Rivinius
Austin	Hausauer, A.	Laske	Rued
Backlin	Hausauer, L.	Lee	Rundle
Berg	Hendrickson	Leibhan	Schindler
Bridston	Hensrud	Lodoen	Scofield
Christensen, H.	Hentges	Marsden	Stoltenow
Christensen, R.	Hickle	Matheny	Stone
Dick	Hilleboe	Metzger	Streibel
Dornacker	Jacob	Miedema	Strinden
Eagles	Jaeger	Murphy	Thorsgard
Erickson	Jenkins	Nermyr	Timm
Freborg	Johnson, K.	Olin	Tweten
Froeber	Kermott	Olson	Vander Vorst
Gackle	Kingsbury	Peterson	Wagner
Ganser	Kloubec	Poyzer	Watkins
Garnas	Knudson	Rau	Welder
Grubb	Kretschmar	Raymond	Winkjer
Gunderson	LaGrave	Reimers	Mr. Speaker
Hartl	Lang	Rice	

Those voting in the negative were:

Backes	Jacobson	McGauvran	Royse
Bassingthwaite	Johnson, H.	Martinson	Solberg
Dotzenrod	Langley	Mertens	Tinjum
Fleming	Laughlin	Meyer	Weber
Gengler	Linderman	Opedahl	Wilkie

Gronneberg Livingston Orange Winge
 Hildebrand Lundene

Absent and not voting:
 Herman

House Bill No. 1470 was indefinitely postponed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1486 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

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

House Bill No. 1486 was indefinitely postponed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1494 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Livingston moved that the report be adopted.

Rep. Backlin moved a substitute motion that House Bill No. 1494 be placed on the calendar.

Rep. Backlin requested a recorded roll call vote on the substitute motion.

ROLL CALL

The question being on the substitute motion, the roll was called, and there were ayes, 28; nays, 72; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Grubb	Jenkins	Murphy
Austin	Hausauer, A.	Kloubec	Raymond
Backlin	Hausauer, L.	Knudson	Strinden
Bridston	Hentges	Lodoen	Watkins
Eagles	Hickle	Marsden	Wagner
Froeber	Jacob	Martinson	Welder
Gackle	Jaeger	Metzger	Mr. Speaker

Those voting in the negative were:

Backes	Hendrickson	Livingston	Royce
Bassingthwaite	Hensrud	Lundene	Rued
Berg	Hildebrand	McGauvran	Rundle
Christensen, H.	Jacobson	Matheny	Schindler
Christensen, R.	Johnson, H.	Mertens	Scotfield
Dick	Johnson, K.	Meyer	Solberg
Dornacker	Kermott	Miedema	Stoltenow
Dotzenrod	Kingsbury	Nermyr	Stone
Erickson	Kretschmar	Olin	Streibel
Fleming	LaGrave	Olson	Thorsgard
Freborg	Lang	Opedahl	Timm
Ganser	Langley	Orange	Tinjum
Garnas	Larson	Peterson	Tweten
Gengler	Laske	Poyzer	Vander Vorst
Gronneberg	Laughlin	Rau	Weber
Gunderson	Lee	Reimers	Wilkie
Hartl	Leibhan	Rice	Winge
Haugland	Linderman	Rivinius	Winkjer

Absent and not voting:
 Herman Hilleboe

So the substitute motion failed.

The question then was on the motion of Rep. Livingston to adopt the committee report on House Bill No. 1494, which motion prevailed.

House Bill No. 1494 was indefinitely postponed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged.

Senate Bill No. 2187

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on

House Bill No. 1014

House Bill No. 1339

House Bill No. 1367

House Bill No. 1412

House Bill No. 1419

House Bill No. 1432

House Bill No. 1433

House Bill No. 1436

House Bill No. 1440

House Bill No. 1464

House Bill No. 1488

House Bill No. 1504

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2002

Senate Bill No. 2026

Senate Bill No. 2267

Senate Bill No. 2296

Senate Bill No. 2342

Senate Bill No. 2364

Senate Concurrent Resolution No. 4011

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1499 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

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

House Bill No. 1499 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 3023 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

Rep. Rice moved that the report be adopted.

Rep. Backes requested a recorded roll call vote on the motion of Rep. Rice.

ROLL CALL

The question being on the motion of Rep. Rice to adopt the Committee Report on House Concurrent Resolution No. 3023 the roll was called and there were ayes, 50; nays, 43; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Gunderson	LaGrave	Rivinius
Austin	Hausauer, A.	Lang	Royce
Backlin	Hendrickson	Larson	Scotfield
Bridston	Hentges	Laske	Stoltenow
Christensen, H.	Hildebrand	Lee	Stone
Christensen, R.	Hilleboe	Lodoen	Streibel
Dick	Jacob	Marsden	Thorsgard
Eagles	Jaeger	Martinson	Timm
Erickson	Johnson, K.	Metzger	Wagner
Freborg	Kermott	Olin	Watkins
Ganser	Kloubec	Raymond	Winkjer
Garnas	Knudson	Rice	Mr. Speaker
Grubb	Kretschmar		

Those voting in the negative were:

Backes	Hausauer, L.	Matheny	Rundle
Bassingthwaite	Hickle	Mertens	Schindler
Dornacker	Jacobson	Meyer	Solberg
Dotzenrod	Johnson, H.	Murphy	Tinjum
Fleming	Kingsbury	Nermyr	Twetten
Froeber	Langley	Opedahl	Vander Vorst
Gackle	Laughlin	Orange	Weber
Gengler	Leibhan	Peterson	Welder
Gronneberg	Linderman	Poyzer	Wilkie
Hartl	Livingston	Rau	Winge
Haugland	Lundene	Rued	

Absent and not voting:

Berg	Jenkins	Miedema	Reimers
Hensrud	McGauvran	Olson	Strinden
Herman			

House Concurrent Resolution No. 3023 was indefinitely postponed.

SECOND READING OF HOUSE BILLS

House Bill No. 1332. A Bill for an Act to amend and reenact section 40-08-10 of the North Dakota Century Code, relating to conduct of regular meetings which fall upon a holiday.

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, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Royce
Austin	Hausauer, A.	Leibhan	Rued
Backes	Hausauer, L.	Linderman	Rundle
Backlin	Hendrickson	Livingston	Schindler
Bassingthwaite	Hensrud	Lodoen	Scotfield
Bridston	Hentges	Lundene	Solberg
Christensen, H.	Hickle	Marsden	Stoltenow
Christensen, R.	Hildebrand	Martinson	Stone
Dick	Hilleboe	Matheny	Streibel
Dornacker	Jacob	Mertens	Strinden
Dotzenrod	Jacobson	Metzger	Thorsgard
Eagles	Jaeger	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Twetten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge

Grubb	Langley	Raymond	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Hartl	Laughlin	Rivinius	
Absent and not voting:			
Berg	Jenkins	McGauvran	Reimers
Herman	Larson	Olson	

So the bill passed and the title was agreed to.

House Bill No. 1351. A Bill for an Act to amend and reenact section 6-09-29 of the North Dakota Century Code, relating to audits and examinations of the state 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, 6; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Royce
Austin	Hausauer, A.	Lee	Rued
Backes	Hausauer, L.	Leibhan	Rundle
Backlin	Hendrickson	Linderman	Schindler
Bridston	Hensrud	Livingston	Scofield
Christensen, H.	Hentges	Lodoen	Stoltenow
Christensen, R.	Hickle	Marsden	Stone
Dick	Hillebrand	Martinson	Streibel
Dornacker	Hilleboe	Matheny	Strinden
Dotzenrod	Jacob	Mertens	Thorsgard
Eagles	Jaeger	Metzger	Timm
Erickson	Jenkins	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Rice	Winkjer
Gunderson	Larson	Rivinius	Mr. Speaker
Hartl	Laske		

Those voting in the negative were:

Bassingthwaite	Johnson, H.	Meyer	Solberg
Jacobson	Lundene		

Absent and not voting:

Berg	McGauvran	Raymond	Reimers
Herman	Olson		

So the bill passed and the title was agreed to.

House Bill No. 1372. A Bill for an Act to provide for an additional two-mill levy for county welfare purposes.

Which has been read.

MOTION

Rep. Hilleboe moved that House Bill No. 1372 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1393. A Bill for an Act to amend and reenact sections 27-18-02 and 27-18-06 of the North Dakota Century Code, providing for the appointment of county justices in counties under six thousand population, providing for the qualifications of an appointed justice, and providing for appointment in other counties in certain instances.

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, 11; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Linderman	Rice
Austin	Hendrickson	Livingston	Rivinius
Backes	Hensrud	Lodoen	Royse
Backlin	Hentges	Lundene	Rued
Berg	Hickle	McGauvran	Rundle
Bridston	Hilleboe	Marsden	Schindler
Christensen, R.	Jacob	Martinson	Scofield
Dick	Jacobson	Matheny	Solberg
Dornacker	Jaeger	Metzger	Stoltenow
Dotzenrod	Jenkins	Meyer	Stone
Eagles	Johnson, H.	Miedema	Streibel
Erickson	Johnson, K.	Murphy	Strinden
Fleming	Kermott	Nermyr	Thorsgard
Freborg	Kingsbury	Olin	Tinjum
Froeber	Kloubec	Olson	Tweten
Gackle	Knudson	Opedahl	Wagner
Garnas	LaGrave	Orange	Watkins
Gronneberg	Lang	Peterson	Weber
Grubb	Langley	Poyzer	Welder
Gunderson	Laske	Rau	Wilkie
Hartl	Laughlin	Raymond	Winge
Haugland	Lee	Reimers	Mr. Speaker
Hausauer, A.	Leibhan		

Those voting in the negative were:

Bassingthwaite	Gengler	Larson	Vander Vorst
Christensen, H.	Hildebrand	Mertens	Winkjer
Ganser	Kretschmar	Timm	

Absent and not voting:

Herman

So the bill passed and the title was agreed to.

House Bill No. 1435. 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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Linderman	Rued
Backlin	Hensrud	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Hickle	Lundene	Scofield
Bridston	Hildebrand	McGauvran	Solberg
Christensen, H.	Hilleboe	Marsden	Stoltenow
Christensen, R.	Jacob	Martinson	Stone
Dick	Jacobson	Matheny	Streibel
Dornacker	Jaeger	Mertens	Strinden
Dotzenrod	Jenkins	Metzger	Thorsgard
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Murphy	Tweten
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins

Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland	Laughlin	Rice	

Those voting in the negative were:
Grubb Raymond

Absent and not voting:
Herman

So the bill passed and the title was agreed to.

House Bill No. 1447. A Bill for an Act to allow for the contracting of fire protection services and providing a method for the financing thereof.

Which has been read.

MOTION

Rep. Hilleboe moved that House Bill No. 1447 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1498. A Bill for an Act to amend and reenact subdivision a of subsection 1 and subdivision a of subsection 2 of section 19-03.1-23, section 19-03.1-29, and subsection 3 of section 19-03.1-31 of the North Dakota Century Code, relating to the penalties for distribution of narcotics and other controlled substances.

Which has been read.

Rep. Rued moved that House Bill No. 1498 be re-referred to the Committee on Judiciary, which motion was subsequently withdrawn.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 65; nays, 34; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Hendrickson	Livingston	Rice
Backes	Hentges	Lodøen	Rivinius
Bassingthwaite	Hilleboe	Lundene	Rued
Berg	Jacob	McGauvran	Rundle
Bridston	Jacobson	Marsden	Schindler
Christensen, R.	Jenkins	Mertens	Solberg
Dick	Johnson, H.	Meyer	Stone
Dornacker	Kermott	Murphy	Streibel
Eagles	Kingsbury	Nermyr	Thorsgard
Erickson	Kloubec	Olson	Timm
Froeber	Knudson	Opedahl	Tinjum
Ganser	Laske	Orange	Tweten
Garnas	Laughlin	Poyzer	Watkins
Gronneberg	Lee	Rau	Weber
Grubb	Leibhan	Raymond	Winge
Gunderson	Linderman	Reimers	Mr. Speaker
Haugland			

Those voting in the negative were:

Atkinson	Hausauer, A.	Langley	Scotfield
Backlin	Hensrud	Larson	Stoltenow
Christensen, H.	Hickle	Martinson	Strinden
Dotzenrod	Hildebrand	Matheny	Vander Vorst
Fleming	Jaeger	Metzger	Wagner
Freborg	Johnson, K.	Olin	Welder
Gackle	Kretschmar	Peterson	Wilkie
Gengler	LaGrave	Royse	Winkjer
Hartl	Lang		

Absent and not voting:

Hausauer, L. Herman Miedema

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Hilleboe:

"Mr. Speaker, Members of the Assembly:

"It was stated by the Majority Leader but a few minutes ago that we shouldn't send bills back to committee. We cannot amend from the floor without unanimous consent. The two bills I asked be sent back to committee were mill levy bills. There are only two ways to vote on the floor — for or against. In that event, I would have had to vote against the bills, and I believe both bills were needed if amended. When a bill passes, it gets messaged to the Senate and is assigned to committee. On the back of the bill there is listed the ayes and nays.

"When a House Committee considers Senate bills, somebody will ask you how they voted in the Senate, and it will be 49 to 2 or 48 to 1, and this does have a bearing on their action.

"I don't care to have my name go to the Senate in favor of a bill that I didn't agree with when there were major changes that should be made on the bill.

"It is the duty of the legislative body to get out good, solid, sound legislation. My main interest is not to get out of here on March 13."

SECOND READING OF A
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3012. A Concurrent Resolution for the amendment of sections 28 and 34 of the Constitution of the State of North Dakota, relating to qualifications of legislators.

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, 95; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Linderman	Royse
Austin	Hausauer, L.	Livingston	Rued
Backes	Hendrickson	Lodoen	Rundle
Backlin	Hensrud	Lundene	Schindler
Bassingthwaite	Hentges	McGauvran	Scofield
Berg	Hildebrand	Marsden	Solberg
Bridston	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jenkins	Metzger	Strinden
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Nermyr	Tinjum
Fleming	Kloubec	Olin	Tweten
Freborg	Knudson	Olson	Vander Vorst
Froeber	Kretschmar	Opedahl	Wagner
Gackle	LaGrave	Orange	Watkins
Ganser	Lang	Peterson	Weber
Garnas	Langley	Poyzer	Welder
Gengler	Larson	Rau	Wilkie
Gronneberg	Laske	Raymond	Winge
Gunderson	Laughlin	Reimers	Winkjer
Hartl	Lee	Rice	Mr. Speaker
Haugland	Leibhan	Rivinius	

Those voting in the negative were:

Christensen, H. Grubb Hickley Jaeger

Absent and not voting:

Herman Kingsbury Murphy

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3025. A Concurrent Resolution urging AMTRAK to improve the service and facilities of the national rail passenger service.

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. 2088. A Bill for an Act to amend and reenact section 15-03-01.3 of the North Dakota Century Code, relating to the apportionment of maintenance fund balances quarterly.

Which has been 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, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Linderman	Rivinius
Austin	Hausauer, L.	Livingston	Royse
Backes	Hendrickson	Lodoen	Rued
Backlin	Hentges	Lundene	Rundle
Bassingthwaite	Hickley	McGauvran	Schindler
Berg	Hildebrand	Marsden	Scofield
Bridston	Hilleboe	Martinson	Solberg
Christensen, H.	Jacob	Matheny	Stoltenow
Christensen, R.	Jacobson	Mertens	Stone
Dick	Jaeger	Metzger	Streibel
Dornacker	Jenkins	Meyer	Strinden
Eagles	Johnson, H.	Miedema	Thorsgard
Erickson	Johnson, K.	Murphy	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kloubec	Olin	Tweten
Froeber.	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Langley	Poyzer	Welder
Gronneberg	Larson	Rau	Wilkie
Grubb	Laske	Raymond	Winge
Gunderson	Laughlin	Reimers	Winkjer
Hartl	Lee	Rice	Mr. Speaker
Haugland	Leibhan		

Absent and not voting:

Dotzenrod Hensrud Herman Kingsbury

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1385. A Bill for an Act to amend and reenact sections 40-02-01, 40-02-02, 40-02-03, 40-02-04, 40-02-05, and 40-02-06 of the North Dakota Century Code, relating to requisites of incorporation as a city requirement for a census, requirement for a survey, notice and examination of census and survey, petitions for incorporation, and board of county commissioners consideration of petitions for incorporation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 63; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Kloubec	Scotfield
Backlin	Hausauer, L.	Lang	Stone
Bridston	Hendrickson	Larson	Streibel
Christensen, H.	Hensrud	Laske	Strinder
Dornacker	Hentges	Lodoen	Wagner
Dotzenrod	Hilleboe	Martinson	Watkins
Eagles	Jacob	Olin	Winge
Garnas	Jenkins	Peterson	Winkjer
Gengler	Kermott	Raymond	Mr. Speaker

Those voting in the negative were:

Austin	Hausauer, A.	Lundene	Rivinius
Backes	Hickle	McGauvran	Royse
Bassingthwaite	Hildebrand	Marsden	Rued
Berg	Jacobson	Matheny	Rundle
Christensen, R.	Jaeger	Mertens	Schindler
Dick	Johnson, H.	Meyer	Solberg
Erickson	Johnson, K.	Miedema	Stoltenow
Fleming	Knudson	Murphy	Thorsgard
Freborg	Kretschmar	Nermyr	Timm
Froeber	LaGrave	Olson	Tinjum
Gackle	Langley	Opedahl	Tweten
Ganser	Laughlin	Orange	Vander Vorst
Gronneberg	Lee	Poyzer	Weber
Grubb	Leibhan	Rau	Welder
Gunderson	Linderman	Reimers	Wilkie
Hartl	Livingston	Rice	

Absent and not voting:

Herman	Kingsbury	Metzger
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So the bill lost.

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, the House stand recessed until 1:00 p.m., Tuesday, February 6, 1973, which motion prevailed.

FIRST READING OF HOUSE RESOLUTIONS

Reps. Solberg and Haugland introduced:

House Concurrent Resolution No. 3039. A concurrent resolution urging Congress to give favorable consideration to House Bill No. 2235, to increase the authorization for the appropriation of federal funds for completion of the formal garden and erection of the peace tower at the International Peace Garden.

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

Rep. Eagles introduced:

House Concurrent Resolution No. 3040. A concurrent resolution expressing concern and dissatisfaction with certain provisions of the Omnibus Crime Control and Safe Streets Act of 1968, as amended.

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

FIRST READING OF SENATE BILLS
AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 2074. A Bill for an Act to amend and reenact sections 43-10.1-01, 43-10.1-02, 43-10.1-03, 43-10.1-04, 43-10.1-06, and 43-10.1-07 of the North Dakota Century Code, relating to pre-need funeral services.

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

Senate Bill No. 2107. A Bill for an Act to amend and reenact sections 40-38-02, 40-38-03, 40-38-04, 40-38-05, 40-38-09, and 40-38-10 of the North Dakota Century Code, relating to the financing of public libraries and the powers and duties of library boards of directors.

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

Senate Bill No. 2125. A Bill for an Act to provide a tax exemption for improvements to buildings and structures for a period of five years.

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

Senate Bill No. 2144. 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 registrar of motor vehicles; and declaring an emergency.

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

Senate Bill No. 2175. A Bill for an Act to amend and reenact subsection 10 of section 57-39.2-04, sections 57-39.2-10, 57-39.2-15, 57-39.2-23 and 57-39.2-24 of the North Dakota Century Code, relating to the provisions of the sales tax law and providing for a penalty; and to repeal subsection 18 of section 57-39.2-04 and subsection 2 of section 57-39.2-17 of the North Dakota Century Code.

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

Senate Bill No. 2177. A Bill for an Act to create and enact sections 57-52-10.1 and 57-54-07.1; to amend and reenact subsections 5 and 8 of section 57-52-03, sections 57-52-04, 57-52-12, 57-52-19, subsection 4 of section 57-53-01, sections 57-53-02, 57-53-05, 57-53-08, 57-54-03, 57-54-07, 57-54-11, 57-54.1-15, 57-56-01 and 57-56-02 of the North Dakota Century Code, relating to provisions of the motor fuel, special fuels, importers for use, aviation fuel and motor fuel tax refunds; and providing for a penalty.

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

Senate Bill No. 2259. A Bill for an Act to amend and reenact section 57-55-10 of the North Dakota Century Code, relating to exemptions and exceptions to the taxation of mobile homes.

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

Senate Bill No. 2265. A Bill for an Act to amend and reenact subsection 2 of section 39-17-07 of the North Dakota Century Code, relating to the limitation of amounts payable from the unsatisfied judgment fund.

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

Senate Bill No. 2269. A Bill for an Act to amend and reenact subsection 8 of section 57-02-08 of the North Dakota Century Code, relating to exemptions from real property taxation.

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

Senate Bill No. 2303. A Bill for an Act to provide for bonding of each person charged with the responsibility of setting aside and depositing funds in a perpetual care fund; to create and enact sections 23-21.1-02.1 and 23-21.1-02.2 of the North Dakota Century Code, relating to licensing of perpetual care cemeteries; to amend and reenact sections 23-06-04, 23-06-10, 23-06-20, 23-21.1-02, 23-21.1-03, 23-21.1-05, and 23-21.1-09 of the North Dakota Century Code, relating to the time within which burial must be made, contents of burial-transit permits, duties of sextons, regulation of cemeteries, definition of cemeteries, creation of perpetual care funds, and non-perpetual care cemeteries; and providing a penalty.

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

Senate Bill No. 2308. A Bill for an Act to provide that the name of the department of accounts and purchases be changed to the department of administration; and to amend and reenact chapter 54-44, and sections 54-44.1-02, 54-44.1-11, and 54-44.2-01 of the North Dakota Century Code, relating to changing the name of the department of accounts and purchases to the department of administration.

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

Senate Bill No. 2311. A Bill for an Act to amend and reenact subsections 5 and 6 of section 57-39.2-01 of the North Dakota Century Code, relating to sales conducted at auction.

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

Senate Bill No. 2317. A Bill for an Act to amend and reenact subsection 1 of section 30-17-01, the initial paragraph of section 30-17-05, and subsection 1 of section 30-17-07 of the North Dakota Century Code, providing the maximum size of a decedent's estate where summary administration or transfer by probate will be allowed.

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

Senate Bill No. 2336. A Bill for an Act to amend and reenact subsection 1 of section 15-03-04 and section 15-03-07 of the North Dakota Century Code, relating to investments and farm loans made by the board of university and school lands.

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

Senate Bill No. 2357. A Bill for an Act making a deficiency appropriation for personal property tax replacement for the fiscal year ending June 30, 1973, and declaring an emergency.

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

Senate Bill No. 2360. A Bill for an Act to repeal section 44-08-10 of the North Dakota Century Code, relating to public notices and printing.

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

Senate Bill No. 2378. A Bill for an Act to amend and reenact section 26-26-01 of the North Dakota Century Code, granting additional powers to hospital service corporations.

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

Senate Bill No. 2382. A Bill for an Act to amend and reenact section 27-11-11 of the North Dakota Century Code, relating to compensation of members of the state bar board.

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

Senate Concurrent Resolution No. 4008. A Concurrent Resolution directing the Board of University and School Lands to confer with appropriate agencies on the sale of certain state lands.

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

Pursuant to Rep. Streibel's motion, the House stood recessed until 1:00 p.m., Tuesday, February 6, 1973.

ROY GILBREATH, Chief Clerk

TWENTY-FIFTH DAY AFTER RECESS
AND TWENTY-SIXTH DAY

Bismarck, February 6, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker 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. 1018
House Bill No. 1024
House Bill No. 1047
House Bill No. 1051
House Bill No. 1052
House Bill No. 1056
House Bill No. 1075

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Lee moved that 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. 1018
House Bill No. 1024
House Bill No. 1047
House Bill No. 1051
House Bill No. 1052
House Bill No. 1056
House Bill No. 1075

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

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1018
House Bill No. 1024
House Bill No. 1047
House Bill No. 1051
House Bill No. 1052
House Bill No. 1056
House Bill No. 1075

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1018

House Bill No. 1024

House Bill No. 1047

House Bill No. 1051

House Bill No. 1052

House Bill No. 1056

House Bill No. 1075

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2019

Senate Bill No. 2039

Senate Bill No. 2040

Senate Bill No. 2052

Senate Bill No. 2056

Senate Bill No. 2087

Senate Bill No. 2114

Senate Bill No. 2134

Senate Bill No. 2188

Senate Bill No. 2225

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. 2019

Senate Bill No. 2039

Senate Bill No. 2040

Senate Bill No. 2052

Senate Bill No. 2056

Senate Bill No. 2087

Senate Bill No. 2114

Senate Bill No. 2134

Senate Bill No. 2188

Senate Bill No. 2225

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

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2019

Senate Bill No. 2039

Senate Bill No. 2040

Senate Bill No. 2052

Senate Bill No. 2056

Senate Bill No. 2087

Senate Bill No. 2114

Senate Bill No. 2134

Senate Bill No. 2188

Senate Bill No. 2225

Which the Speaker has signed.

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. 1136
- House Bill No. 1167
- House Bill No. 1190
- House Bill No. 1381
- House Bill No. 1390
- House Bill No. 1453
- House Bill No. 1519

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

MOTION

Rep. Streibel moved that the reconsideration of House Bill No. 1042 be taken up following the Third Order of Business on the next Legislative Day, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Kingsbury has moved that the amendments to House Bill No. 1005 as recommended by the Committee on Appropriations as printed on page 496 of the House Journal be adopted, which motion prevailed.

Rep. H. Christensen has moved that the amendments to House Bill No. 1275 as recommended by the Committee on Judiciary as printed on page 497 of the House Journal be adopted, which motion prevailed.

Rep. Stone has moved that the amendments to House Bill No. 1415 as recommended by the Committee on Political Subdivisions as printed on page 497 of the House Journal be adopted, which motion prevailed.

Rep. Matheny has moved that the amendments to House Bill No. 1469 as recommended by the Committee on Agriculture as printed on pages 497 and 498 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1136. A Bill for an Act to amend and reenact sections 39-08-01 and 40-18-12 of the North Dakota Century Code to provide for the diagnosis, prior to sentencing, and later treatment of persons convicted of driving while under the influence of intoxicating liquor or narcotic 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, 94; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

- | | | | |
|-----------------|--------------|------------|-----------|
| Atkinson | Haugland | Laske | Raymond |
| Austin | Hausauer, A. | Laughlin | Reimers |
| Backes | Hausauer, L. | Leibhan | Rice |
| Backlin | Hendrickson | Linderman | Rivinius |
| Bassingthwaite | Hensrud | Livingston | Royse |
| Berg | Hentges | Lodoen | Rued |
| Bridston | Herman | Lundene | Rundle |
| Christensen, H. | Hickle | McGauvran | Scofield |
| Christensen, R. | Hildebrand | Marsden | Solberg |
| Dick | Hilleboe | Martinson | Stone |
| Dornacker | Jacob | Matheny | Streibel |
| Dotzenrod | Jaeger | Mertens | Thorsgard |
| Eagles | Jenkins | Metzger | Timm |
| Erickson | Johnson, H. | Meyer | Tinjum |
| Fleming | Johnson, K. | Miedema | Tweten |

Freborg	Kermott	Murphy	Vander Vorst
Gackle	Kingsbury	Nermyr	Wagner
Ganser	Kloubec	Olin	Watkins
Garnas	Knudson	Olson	Welder
Gengler	Kretschmar	Opedahl	Wilkie
Gronneberg	LaGrave	Orange	Winge
Grubb	Lang	Poyzer	Winkjer
Gunderson	Langley	Rau	Mr. Speaker
Hartl	Larson		

Those voting in the negative were:

Lee

Absent and not voting:

Froeber	Peterson	Stoltenow	Weber
Jacobson	Schindler	Strinden	

So the bill passed and the title was agreed to.

House Bill No. 1167. A Bill for an Act to amend and reenact section 15-40.1-07 of the North Dakota Century Code, relating to foundation program payments for high school students.

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, 102; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royce
Backlin	Hensrud	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland	Laughlin		

So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1018
 House Bill No. 1024
 House Bill No. 1047
 House Bill No. 1051
 House Bill No. 1052
 House Bill No. 1056
 House Bill No. 1075

Were delivered to the Governor for his approval at the hour of 12:50 o'clock p.m., February 6, 1973.

REP. MIEDEMA, Chairman

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1212 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. 1403 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.

House Bill No. 1403 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1405 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. LaGrave 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. 1425 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

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

House Bill No. 1425 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1473 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

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

House Bill No. 1473 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1515 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 1520 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 19, delete "July 1, 1973" and insert in lieu thereof "January 28, 1973"

On page 2, line 18, delete "July 1, 1973" and insert in lieu thereof "January 28, 1973"

On page 2, line 19, after the period, insert the following new sentence:

"However, in the cases of those veterans who are prisoners of war or missing in action on or after January 28, 1973, the deadline for receipt of application shall be three years from the date upon which they first set foot on American soil following January 28, 1973."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, 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. 1526 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 Finance and Taxation to whom was referred House Bill No. 1076 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

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

House Bill No. 1076 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1218 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.

House Bill No. 1218 was indefinitely postponed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1227 has had the same under consideration and recommends that the same be returned to the House without recommendation.

REP. DICK, Chairman

Rep. Lee 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. 1320 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 Natural Resources to whom was referred House Bill No. 1357 has had the same under consideration and recommends that 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 Education to whom was referred House Bill No. 1410 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.

House Bill No. 1410 was indefinitely postponed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1524 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.

Rep. K. Johnson moved a substitute motion that House Bill No. 1524 be placed on the calendar, which motion prevailed.

House Bill No. 1524 was placed on the calendar.

RECOGNITIONS

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Allwin DeGroot, and Rep. DeGroot was thereupon introduced to the House.

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Theo. Hardmeyer, and Rep. Hardmeyer was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 3029 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

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

House Concurrent Resolution No. 3029 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3037 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 Appropriations to whom was referred Senate Bill No. 2016 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

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

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2066 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 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. 2146 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 Appropriations to whom was referred Senate Bill No. 2206 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 Senate Bill No. 2221 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.

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 6, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Frank Unruh, Pastor, Mennonite Brethren Church, Bismarck.

Roll was called and all members were present except Rep. McGauvran.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 finds the same to be correct.

REP. GUNDERSON, Chairman

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

MOTION

Rep. Streibel moved that House Bill No. 1042 be placed on second reading and final passage for the purpose of its reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1042. 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.

POINT OF PERSONAL PRIVILEGE

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

"I request that my remarks be printed in the Journal.

"The veto message on House Bill 1042 could well be termed the 'Sermonette on the political evils of multi-senatorial districts'. Approximately three of the three and one half pages of the veto message deal with this subject matter and this one alone.

"A number of editorials have appeared in weekly newspapers criticizing the legislature for not adopting the single-senatorial concept. They, and others, have charged us with gerrymandering to save incumbent Republicans. These same individuals have accused us of partisan politics in our support of the multi-senatorial concept. Let's reverse the question — is it true that the single-senatorial advocates have nothing but the loftiest of ideals — is their concern only for the multitude of minority groups we have in North Dakota, and according to their criteria a closer adherence to the one man one vote principle.

"I submit to you that partisan political concerns are running rampant among the opponents of House Bill 1042 under the camouflage of

single-senatorial districts. Allow me to illustrate. On how many occasions are Republican House members, more especially first term Republican House members, called in by appointment to the Governor's office? Is the Governor's office completely void of any partisan concern in this matter? For any one of us, or for any editorial critic, to accuse only the majority of partisan politics is an injustice of the first order.

"My recollection of the 1965 Re-apportionment is still very vivid. That Session saw a Democrat majority in the House and if you think for one minute that there were not advantages given to incumbents of that majority, guess again! There are no great tirades about partisan politics, we as a minority joined with the Democrat majority to pass a reapportionment plan. In fact you might be interested to know that 39 of our 44 Republican House members voted for House Bill 566 in the 1965 Session.

"Twice in the past eight years the courts have seen fit to reapportion the North Dakota Legislature. In neither instance did they choose to use the single-senate district concept. The Governor, as I have already mentioned, opposes the multi-senatorial concept and used almost his entire veto message in citing various court rulings to back his contention.

"For every such contention you can find several that state precisely the contrary in support of the multi-senate concept. The court held in the Indiana case of **Chavis vs. Whitcomb** the use of multi-member districts was quite permissible. The courts further spelled out its reasoning on multimember districts in the Georgia case, **Fortson vs. Dorsey**. It held that the use of multimember districts in the State of Georgia was permissible.

"The Governor in his veto message criticized HB 1042 because it violated the boundaries of sixteen counties. Here is what the courts have to say on this matter. In a pair of opinions; one from the State of New York **Wells vs. Rockefeller** and another from Missouri, **Kirkpatrick vs. Preisler** this is what they had to say about preserving county lines. The court said the preservation of county lines, observance of natural boundaries, like rivers or mountain ranges, and even compactness were not valid excuses for any deviation whatsoever. Exact population equality is required.

"The 21st Legislative district receives the brunt of the attack by the opponents of HB 1042. The reference is made to 30 legislative candidates, 15 legislators, 60 thousand people, etc. The people of Cass County elect their Commissioners at large. The City of Fargo elect their city Commissioners at large and evidently the residents of Fargo and Cass County do not object or else we would have heard from them long before this.

"The Governor criticized the manner in which Barnes County was cut-up. The plan that he evidently favors does a fair dissecting job in itself, the only difference being the political make-up of the surgeon wielding the scalpel.

"In a televised press conference the Governor had harsh words for, and I use his words, 'an elongated district stretching from Mandan to New Salem'. Ironically a reapportionment plan he presumably favors contains that identical district along with others that are even more elongated in geographic composition.

"Of the hundreds of cases brought and many thousands of pages of legal opinion written on reapportionment and specifically on preservation of county lines and multi-member districts we could summarize what the courts have said as follows:

- 1) In **Wells vs. Rockefeller** and **Kirkpatrick vs. Preisler** that preservation of county lines and observance of natural boundaries are not valid excuses for any deviation in exact population equality.
- 2) That multi-member districts per se are not unconstitutional.

House Bill No. 1042 leaves 37 county lines intact. It has a deviation ratio of 1.07 - 1, which is determined by taking the high percentage of the mean population (District No. 31 - 12,763 per Senator - +3.3%) and dividing it by the low percentage of the mean population (District No. 33 - 11,923 per senator - -3.5%). House Bill No. 1042 calls for 50 Senators and 100 Representatives in 37 legislative districts.

"House Bill No. 1042 adheres to the one-man, one-vote requirement established by the Court. It maintains the 'Communities of interest' philosophy to a great degree.

"The plan meets all the courts' tests for acceptability. It breaks fewer county lines than many plans submitted. It keeps legislative representation pretty much as it is. It does not reduce the number of legislators. House Bill No. 1042 is the product of an interim study. HB 1042 was unanimously submitted by the Legislative Council's Committee on Reapportionment and subsequently unanimously adopted by the Council and recommended to the 43rd Legislative Assembly. Reapportionment is a legislative responsibility and not a job for the Courts. As elected representatives of the people, legislators can express the wishes of the voters regarding reapportionment better than appointed judges.

"No reapportionment plan can be devised by man that will satisfy the political whims of all. It is incumbent upon us to compromise rather than allowing personal interests to predominate. I urge your support of the motion to reconsider the veto of House Bill No. 1042."

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.

ROLL CALL

The question being on the passage of House Bill No. 1042, as amended, over the Governor's veto, the roll was called and there were ayes, 72; nays, 30; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lang	Rice
Austin	Hausauer, L.	Larson	Rivinius
Backlin	Hendrickson	Laske	Royse
Berg	Hensrud	Lodoen	Rued
Bridston	Hentges	Marsden	Rundle
Christensen, H.	Herman	Martinson	Schindler
Christensen, R.	Hickle	Matheny	Scofield
Dick	Hildebrand	Metzger	Stone
Dornacker	Hilleboe	Miedema	Streibel
Eagles	Jacob	Murphy	Strinden
Freborg	Jaeger	Nermyr	Thorsgard
Froeber	Jenkins	Olin	Timm
Gackle	Johnson, K.	Olson	Tweten
Ganser	Kermott	Peterson	Wagner
Garnas	Kingsbury	Poyzer	Watkins
Grubb	Kloubec	Rau	Welder
Gunderson	Knudson	Raymond	Winkjer
Haugland	LaGrave	Reimers	Mr. Speaker

Those voting in the negative were:

Backes	Jacobson	Livingston	Solberg
Bassingthwaite	Johnson, H.	Lundene	Stoltenow
Dotzenrod	Kretschmar	McGauvran	Tinjum
Erickson	Langley	Mertens	Vander Vorst
Fleming	Laughlin	Meyer	Weber
Gengler	Lee	Opedahl	Wilkie
Gronneberg	Leibhan	Orange	Winge
Hartl	Linderman		

So the bill passed over the Governor's veto, and the title was agreed to.

Rep. Streibel moved that House Bill No. 1042 be messaged to the Senate immediately, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 1042

Which the House has passed over the Governor's veto.

The vote on House Bill No. 1042 is: ayes, 72; nays, 30; absent and not voting, 0.

And your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1190. A Bill for an Act, relating to motorcycle lights and handlebars, requiring eye-protection and protective helmets for riders, and to repeal section 39-21-48 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, 20; nays, 76; absent and not voting, 6.

Those voting in the affirmative were:

Dick	Hensrud	Metzger	Scofield
Erickson	Jaeger	Meyer	Timm
Gackle	Laske	Poyzer	Welder
Gengler	Lundene	Rice	Wilkie
Grubb	McGauvran	Rued	Winkjer

Those voting in the negative were:

Atkinson	Haugland	LaGrave	Orange
Austin	Hausauer, A.	Lang	Peterson
Backlin	Hausauer, L.	Langley	Rau
Bassingthwaite	Hendrickson	Larson	Rivinius
Berg	Hentges	Laughlin	Royse
Bridston	Herman	Lee	Rundle
Christensen, H.	Hickle	Linderman	Schindler
Christensen, R.	Hildebrand	Livingston	Stoltenow
Dornacker	Hilleboe	Lodoen	Stone
Dotzenrod	Jacob	Marsden	Streibel
Eagles	Jacobson	Martinson	Thorsgard
Fleming	Jenkins	Matheny	Tinjum
Freborg	Johnson, H.	Mertens	Tweten
Froeber	Johnson, K.	Miedema	Vander Vorst
Ganser	Kermott	Murphy	Wagner
Garnas	Kingsbury	Nermyr	Watkins
Gronneberg	Kloubec	Olin	Weber
Gunderson	Knudson	Olson	Winge
Hartl	Kretschmar	Opedahl	Mr. Speaker

Absent and not voting:

Backes	Raymond	Solberg	Strinden
Leibhan	Reimers		

So the bill lost.

House Bill No. 1360. A Bill for an Act to amend and reenact section 28-17-01.7 of the North Dakota Century Code, relating to the issuance of a license to a nonresident insurance agent.

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, 10; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rivinius
Austin	Hausauer, L.	Lee	Royse
Backes	Hendrickson	Linderman	Rundle
Backlin	Hensrud	Livingston	Schindler
Berg	Hentges	Lodoen	Scofield
Bridston	Herman	Lundene	Solberg
Christensen, H.	Hickle	Marsden	Stoltenow
Christensen, R.	Hildebrand	Martinson	Stone
Dick	Hilleboe	Matheny	Streibel
Dornacker	Jacob	Mertens	Strinden
Dotzenrod	Jacobson	Metzger	Thorsgard
Eagles	Jaeger	Meyer	Timm
Erickson	Jenkins	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Peterson	Winge
Gunderson	Lang	Rau	Winkjer
Hartl	Langley	Raymond	Mr. Speaker
Haugland	Larson	Rice	

Those voting in the negative were:

Bassingthwaite	Grubb	McGauvran	Rued
Fleming	Johnson, H.	Poyzer	Vander Vorst
Gengler	Johnson, K.		

Absent and not voting:

Laske	Olin	Reimers	Wilkie
Leibhan			

So the bill passed and the title was agreed to.

House Bill No. 1361. A Bill for an Act to amend and reenact section 26-17-06 of the North Dakota Century Code, relating to the issuance of insurance agent's license and the requirement of underwriter's license.

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, 7; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hickle	McGauvran	Scofield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jaeger	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Kermott	Miedema	Timm
Erickson	Kingsbury	Murphy	Tinjum
Freborg	Kloubec	Nermyr	Tweten
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins

Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland	Laughlin		

Those voting in the negative were:

Fleming	Grubb	Johnson, K.	Vander Vorst
Gengler	Johnson, H.	Rued	

Absent and not voting:

Hensrud	Olin	Reimers	Wilkie
Leibhan			

So the bill passed and the title was agreed to.

MOTION

Rep. Rundle moved that House Bill No. 1390 be re-referred to the Committee on Veterans' Affairs, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1493. A Bill for an Act to amend and reenact section 40-18-15 of the North Dakota Century Code, to repeal sections 40-18-16 and 40-18-17 of the North Dakota Century Code, and to repeal section 40-18-18 of the 1971 Supplement to the North Dakota Century Code relating to jury trials in municipal courts.

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, 3; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Linderman	Rued
Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olson	Vander Vorst
Froeber	Kingsbury	Opedahl	Wagner
Gackle	Kloubec	Orange	Watkins
Ganser	Knudson	Peterson	Weber
Garnas	Kretschmar	Poyzer	Welder
Gronneberg	LaGrave	Rau	Wilkie
Grubb	Lang	Raymond	Winge
Gunderson	Langley	Reimers	Winkjer
Hartl	Laske	Rice	Mr. Speaker

Those voting in the negative were:

Gengler	Hensrud	Larson
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Absent and not voting:

Leibhan	Miedema	Olin
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So the bill passed and the title was agreed to.

House Bill No. 1519. A Bill for an Act to create and enact sections 54-35-02.1 and 54-35-02.2 of the North Dakota Century Code,

establishing the legislative audit and fiscal review committee as a division of the committee on budget of the legislative council; and to repeal chapter 54-35.1 of the North Dakota Century Code, relating to the legislative audit and fiscal review 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, 100; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rice
Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Royce
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hensrud	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Strinden
Eagles	Jaeger	Metzger	Thorsgard
Erickson	Jenkins	Meyer	Timm
Fleming	Johnson, H.	Murphy	Tinjum
Freborg	Johnson, K.	Nermyr	Tweten
Froeber	Kermott	Olin	Vander Vorst
Gackle	Kingsbury	Olson	Wagner
Ganser	Kloubec	Opedahl	Watkins
Garnas	Knudson	Orange	Weber
Gengler	Kretschmar	Peterson	Welder
Gronneberg	LaGrave	Poyzer	Wilkie
Grubb	Lang	Rau	Winge
Gunderson	Langley	Raymond	Winkjer
Hartl	Larson	Reimers	Mr. Speaker

Absent and not voting:

Leibhan Miedema

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 2053. A Bill for an Act providing for dairy commissioner, city health department, and district health unit cooperation in the inspection of milk producers and processors, and to amend and reenact section 4-30-36 of the North Dakota Century Code, relating to the adoption of standards and regulations for grade "A" milk and milk products and authorizing the adoption of amendments and new editions 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hendrickson	Linderman	Royce
Backlin	Hensrud	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg

Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gronneberg	LaGrave	Poyzer	Wilkie
Grubb	Lang	Rau	Winge
Gunderson	Langley	Raymond	Winkjer
Hartl	Larson	Reimers	Mr. Speaker
Absent and not voting:			
Gengler	Laske	Miedema	Strinden
Hausauer, L.	Leibhan		

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

House Bill No. 1389. A Bill for an Act to create and enact a new subsection to section 39-20-07 of the North Dakota Century Code, relating to interpretation of chemical tests as evidence in trial.

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, 28; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hendrickson	Linderman	Rued
Backes	Hensrud	Livingston	Schindler
Backlin	Herman	Lodoen	Scotfield
Berg	Hildebrand	Lundene	Solberg
Christensen, H.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jaeger	Mertens	Strinden
Erickson	Jenkins	Meyer	Thorsgard
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Lang	Opedahl	Wagner
Garnas	Langley	Orange	Watkins
Gronneberg	Larson	Poyzer	Weber
Grubb	Laske	Rau	Winge
Gunderson	Laughlin	Reimers	Mr. Speaker
Haugland			

Those voting in the negative were:

Bassingthwaite	Hausauer, L.	Leibhan	Rivinius
Bridston	Hentges	McGauvran	Royse
Christensen, R.	Hickle	Metzger	Rundle
Dornacker	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Welder
Gengler	Kingsbury	Peterson	Wilkie
Hartl	Kretschmar	Raymond	Winkjer

Absent and not voting:

LaGrave

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that the House continue on the Eleventh Order of Business, acting on those bills considered on the Sixth Order before 2:00 p.m., and House Bills Nos. 1005, 1275, 1415 and 1469 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1005. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Which has been read.

Rep. Hentges requested that the question be divided, which request was subsequently withdrawn.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 8; absent and not voting, 0.

Those voting in the affirmative were:

Absent and not voting:

Atkinson	Hartl	Laughlin	Rice
Austin	Haugland	Leibhan	Rivinius
Backes	Hausauer, A.	Linderman	Royse
Backlin	Hausauer, L.	Livingston	Rued
Bassingthwaite	Hensrud	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scotfield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jenkins	Metzger	Thorsgard
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Opedahl	Wagner
Gackle	Knudson	Orange	Watkins
Ganser	Kretschmar	Peterson	Weber
Garnas	LaGrave	Poyzer	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Grubb	Larson	Reimers	Mr. Speaker
Gunderson	Laske		

Those voting in the negative were:

Hendrickson	Jaeger	Murphy	Stoltenow
Hentges	Lee	Olson	Welder

So the bill passed and the title was agreed to.

House Bill No. 1275. A Bill for an Act to provide that criminal dispositions are to be entered promptly on the record, to provide that criminal records are to be opened to public inspection at reasonable times, 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, 93; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius

Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hensrud	Livingston	Rued
Berg	Hentges	Lodoen	Rundle
Bridston	Herman	Lundene	Schindler
Christensen, H.	Hickle	McGauvran	Scofield
Christensen, R.	Hildebrand	Marsden	Solberg
Dick	Hilleboe	Martinson	Stoltenow
Dornacker	Jacob	Matheny	Stone
Dotzenrod	Jacobson	Mertens	Streibel
Eagles	Jaeger	Metzger	Timm
Erickson	Jenkins	Meyer	Tinjum
Fleming	Kermott	Miedema	Tweten
Freborg	Kingsbury	Murphy	Vander Vorst
Froeber	Kloubec	Nermyr	Wagner
Gackle	Knudson	Olin	Watkins
Ganser	LaGrave	Olson	Weber
Garnas	Lang	Orange	Welder
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Grubb	Laske	Raymond	Winkjer
Gunderson	Laughlin	Reimers	Mr. Speaker
Haugland			

Those voting in the negative were:

Hartl	Kretschmar	Opedahl	Thorsgard
Johnson, H.			

Absent and not voting:

Backes	Johnson, K.	Peterson	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1415. A Bill for an Act to create and enact sections 40-16-11, 40-16-12, 40-16-13, 40-16-14, 40-16-15 and 40-16-16 of the North Dakota Century Code, relating to functions and responsibilities of city auditors; to amend and reenact sections 18-04-07, 18-05-04, subsection 5 of section 40-01-01, sections 40-14-01, 40-14-07, 40-16-01, subsections 1, 3, 14, 15, and 16 of section 40-16-03, sections 40-16-10, 40-45-03, 40-46-06, and 40-49-08 of the North Dakota Century Code, relating to functions and responsibilities of city auditors; to authorize the legislative council to delete references to "city treasurer" in other places in the Century Code; and to repeal chapter 40-17 of the North Dakota Century Code, relating to the office of city treasurers.

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, 6; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Berg	Hentges	Livingston	Rued
Bridston	Herman	Lodoen	Rundle
Christensen, H.	Hickle	Lundene	Schindler
Christensen, R.	Hildebrand	Marsden	Scofield
Dick	Hilleboe	Martinson	Solberg
Dornacker	Jacob	Matheny	Stoltenow
Dotzenrod	Jacobson	Mertens	Stone
Eagles	Jaeger	Metzger	Streibel
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Wagner

Ganser	Knudson	Olson	Watkins
Garnas	LaGrave	Opedahl	Weber
Gengler	Lang	Orange	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Bassingthwaite	Jenkins	McGauvran	Vander Vorst
Hartl	Kretschmar		

Absent and not voting:

Backes	Peterson	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1469. A Bill for an Act creating the North Dakota Turkey Promotion Act, designating the state poultry improvement board to carry out the Act, levying an assessment upon each turkey producer to fund the activities necessary under the Act, designating the North Dakota turkey federation to advise the poultry improvement board in its administration of this Act, and providing a penalty.

Which has been read.

Rep. Reimers moved that House Bill No. 1469 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Herman moved that House Bill No. 1413 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Herman requested permission to withdraw House Bill No. 1413. There being no objection, it was so ordered by the Speaker.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged.

Senate Concurrent Resolution No. 4018

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1092

House Bill No. 1231

House Bill No. 1240

House Bill No. 1329

House Bill No. 1330

House Bill No. 1369

House Bill No. 1397

House Bill No. 1398

House Bill No. 1449

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2158

Senate Bill No. 2193

Senate Bill No. 2208

Senate Bill No. 2231

Senate Bill No. 2258

Senate Bill No. 2313

Senate Bill No. 2315

Senate Bill No. 2322

Senate Bill No. 2345

Senate Bill No. 2406

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1080

House Bill No. 1107

House Bill No. 1168

House Bill No. 1179

House Bill No. 1187

Which the Senate has passed unchanged.

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 1:00 p.m., Wednesday, February 7, 1973, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2002. A Bill for an Act making an appropriation for defraying expenses of the extension division and the experiment stations of the North Dakota state university of agriculture and applied science.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2026. A Bill for an Act to provide that personal property tax replacement allocations to school districts shall be made through the foundation program; to amend and reenact sections 15-40.1-06, 15-40.1-07, 15-40.1-08, 15-40.1-16, 15-40.2-03, and 57-15-14 of the North Dakota Century Code, relating to the foundation program payments, tax levy limitations in school districts, and aid for transportation and tuition payments for school districts; and to repeal section 57-58-02 of the North Dakota Century Code, relating to computation of grants-in-aid to county equalization funds; and providing an appropriation.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2267. A Bill for an Act to amend and reenact section 23-17.2-06 of the North Dakota Century Code, relating to authority of the North Dakota state health council regarding certificates of need.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2296. A Bill for an Act to create and enact section 11-16-15 of the North Dakota Century Code, relating to the calling of a state's attorney's inquiry; and to repeal section 11-19A-09 and 11-19A-17 of the North Dakota Century Code, relating to state's attorneys' inquiries in counties of over eight thousand population.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2342. A Bill for an Act to amend and reenact subsection 7 of section 57-23-04 of the North Dakota Century Code, relating to the abatement or refund of taxes by county commissioners in cases of property destroyed or injured by fire, flood, or tornado; and to repeal subsection 4 of section 57-02-11 of the North Dakota Century Code.

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

Senate Bill No. 2364. A Bill for an Act, not applicable to banks and certain other financial businesses, in relation to the definition, licensing, and regulating of the business of selling, issuing or delivering checks, drafts, and money orders as a service or for a fee or other consideration; to provide for the licensing of such business; and to prescribe remedies and penalties.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Concurrent Resolution No. 4011. 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 Transportation.

Pursuant to Rep. Streibel's motion, the House stood recessed until 1:00 p.m., Wednesday, February 7, 1973.

ROY GILBREATH, Chief Clerk

**TWENTY-SIXTH DAY AFTER RECESS AND
TWENTY-SEVENTH DAY**

Bismarck, February 7, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

SIXTH ORDER OF BUSINESS

Rep. Dotzenrod has moved that the amendments to House Bill No. 1520 as recommended by the Committee on Veterans Affairs as printed on page 517 of the House Journal be adopted, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Rep. Larson introduced:

House Concurrent Resolution No. 3041. A Concurrent Resolution commending Jamestown Police Sergeant Gerald Rudnick for his quick action and courage in rescuing a four-year old boy from a burning home.

Representative Streibel moved that the rules be suspended, that House Concurrent Resolution No. 3041 not be 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. 3041

Introduced by Representative Larson

A Concurrent Resolution commending Jamestown Police Sergeant Gerald Rudnick for his quick action and courage in rescuing a four-year old boy from a burning home.

WHEREAS, on January 17, 1973, Jamestown Police Sergeant Gerald Rudnick disregarded his own safety and rushed into the blazing inferno of the Kennedy home to rescue four-year old John Kennedy, the son of Mr. and Mrs. Melvin T. Kennedy; and

WHEREAS, thanks to the courage and quick action of Sergeant Rudnick, the lad suffered only smoke inhalation; and

WHEREAS, in risking his life to save that of another, Sergeant Rudnick showed himself ready to make the supreme sacrifice that a man can be called upon to make; and

WHEREAS, in acting as he did, Sergeant Rudnick cast a long shadow of pride and honor not only upon himself, but over the police profession as well; and

WHEREAS, the dedication and selflessness displayed by Sergeant Rudnick are typical of North Dakota police, and it is because of men such as Sergeant Rudnick that all North Dakota citizens feel unstinting pride in their police;

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

That the Forty-third Legislative Assembly extend, on its behalf

as well as on the behalf of all North Dakotans, hearty commendations and words of praise for a job well done to Sergeant Gerald Rudnick for his bravery and quick thinking in a time of dire emergency that resulted in saving the life of four-year old John Kennedy; and

BE IT FURTHER RESOLVED, that the Secretary of State forward an enrolled copy of this resolution to Sergeant Gerald Rudnick, and other copies of this resolution to the Jamestown Mayor and to John Kennedy.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION
House Concurrent Resolution No. 3041. A Concurrent Resolution commending Jamestown Police Sergeant Gerald Rudnick for his quick action and courage in rescuing a four-year old boy from a burning home.

Was read the second time.

House Concurrent Resolution No. 3041 was adopted on a voice vote.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Rundle introduced:

House Concurrent Resolution No. 3042. A Concurrent Resolution honoring North Dakotans who have died or who are listed as captured or missing in action in Vietnam.

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

Committee on Appropriations introduced:

House Concurrent Resolution No. 3043. A Concurrent Resolution directing the Legislative Council to study and review the functions and utilization of the state communications system.

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

Reps. Hentges, Hildebrand and Bunker introduced:

House Concurrent Resolution No. 3044. A Concurrent Resolution commending the North Dakota Air National Guard for its second consecutive victory in the Aerospace Defense Command's worldwide weapons and aircrew competition in 1972.

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

Rep. Jacob introduced:

House Concurrent Resolution No. 3045. A Concurrent Resolution directing the Legislative Council to study the need for statewide legislation and regulation regarding cable television.

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

FIRST READING OF SENATE BILLS

Senate Bill No. 2158. A Bill for an Act providing for an appropriation to match federal funds available for the constructing, furnishing, and equipping of North Dakota national guard air ambulance facilities.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2193. A Bill for an Act to amend and reenact sections 15-40.2-09 and 15-53.1-41 of the North Dakota Century Code, relating to attendance in public schools of bordering states and to dissolution of school districts when students attend school in another state.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2208. A Bill for an Act to create and enact sections 43-29-05.1 and 43-29-16.1 of the North Dakota Century Code, relating to the executive secretary of the state board of veterinary

medical examiners and abandonment of animals by the owner; and to amend and reenact sections 43-29-01, 43-29-02, 43-29-03, 43-29-05, 43-29-06, 43-29-07, 43-29-08, 43-29-09, 43-29-11, 43-29-13, 43-29-14, 43-29-15, and subsection 3 of section 43-29-17 of the North Dakota Century Code, relating to purposes, appointment, qualifications, officers, rules and regulations, examinations, compensation, application for licenses, fees, renewals, temporary permits, exemptions, refusal to issue and grounds for revocation of licenses, hearings and penalties of the state board of veterinary medical examiners.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2231. A Bill for an Act to transfer moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of the state.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2258. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota and used by the North Dakota state hospital.

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

Senate Bill No. 2313. A Bill for an Act to amend and reenact section 57-02-33 of the North Dakota Century Code, relating to assessor districts for unorganized territory.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2315. A Bill for an Act to amend and reenact section 16-13-47.1 of the North Dakota Century Code, relating to the availability of a recount of ballots cast for candidates to a congressional, state, legislative, or county office.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2322. A Bill for an Act to repeal sections 4-01-17, 18-08-05, and 18-08-06 of the North Dakota Century Code, relating to regulations governing control of the European corn borer, and setting fires for the destruction of grasshoppers.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2345. A Bill for an Act to authorize the director of the North Dakota mental health and retardation division of the state health department to sell and convey certain lands, owned by the state of North Dakota and used by the state hospital, at public auction or by sealed bids, the proceeds of which will be used for the benefit of the state hospital, and declaring an emergency.

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

Senate Bill No. 2406. A Bill for an Act to amend and reenact section 50-09-21 of the North Dakota Century Code, relating to county reimbursement liability in aid to dependent children cases.

Which was read the first time and referred to the Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1027 has had the same under consideration and recommends that the same be re-referred to the Committee on Appropriations.

REP. DORNACKER, Chairman

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

House Bill No. 1027 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1036 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.

House Bill No. 1036 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1062 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.

House Bill No. 1062 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1065 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

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

House Bill No. 1065 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1070 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

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

House Bill No. 1070 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1084 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

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

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1151 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Grubb moved that the report be adopted.

Rep. Hentges moved that House Bill No. 1151 be re-referred to the Committee on Judiciary, which motion prevailed.

House Bill No. 1151 was re-referred to the Committee on Judiciary.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1350 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 18, after the first word "district" and before the period, insert the following:

"separately or, whenever possible, in cooperation with other school districts"

On page 2, line 10, delete the words "all of", and after the word "children" insert the words "with special education needs"

On page 2, line 11, delete the words "on an equal basis"
And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Backlin 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. 1366 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 22, delete the word "majority" and also on line 22, after the ending triple parentheses insert the words "sixty percent of"

On page 2, delete all of lines 3 thru 10

On page 2, line 15, place triple parentheses before and after the word "two-thirds" and insert in lieu thereof the words "sixty percent"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. 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. 1428 has had the same under consideration and recommends that the same be amended as follows:

In line 1 delete everything after "A Bill" and substitute in lieu thereof the following: "for an Act to extend the jurisdiction of the public service commission to include the safety of all gas distribution systems.

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

SECTION 1. GAS DISTRIBUTION SYSTEMS — PUBLIC SERVICE COMMISSION JURISDICTION.) The public service commission shall have jurisdiction over the design, construction, and operation of all gas distribution facilities in the state of North Dakota, regardless of whether they are owned or operated by a public utility, in order to insure the reasonable safety thereof."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 1441 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, after the word "state" insert the following:

" , except when the membership is expanded as herein provided"

On page 1, line 19, after the period insert the following words:

"If the chairman of either appropriations committee should die or resign, the vice-chairman of that committee shall become a member of the commission. A vice chairman may also serve at the request of the committee chairman, if the committee chairman is unable to attend a particular meeting. Two members of the commission shall constitute a quorum, except when the membership is expanded, in which case four members shall constitute a quorum."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The amendment was adopted to make the language in Section 54-16-01 conform with Senate Bill No. 2040 which has been passed.

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. 1458 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: "**Any driver reaching the age of sixty-seven during the school year may be allowed to drive until the completion of that school year.**"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Schindler 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. 1516 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, after the word "prison" and before the period insert the following: ", and declaring an emergency"

On page 2, after 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 its passage and approval."

And renumber the lines and pages accordingly.

And when so amended recommends 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 Concurrent Resolution No. 3039 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 Education to whom was referred Senate Bill No. 2070 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 Appropriations to whom was referred Senate Bill No. 2153 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 State and Federal Government to whom was referred Senate Bill No. 2308 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 Education to whom was referred House Bill No. 1156 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.

House Bill No. 1156 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1256 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

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

House Bill No. 1256 was indefinitely postponed.

MOTIONS

Rep. Knudson moved that House Bill No. 1026 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Knudson moved that House Bill No. 1026 be re-referred to the Committee on Education, which motion prevailed.

Rep. Scofield moved that the House reconsider its action by which House Bill No. 1473 was indefinitely postponed, which motion prevailed.

Rep. Scofield moved that House Bill No. 1473 be re-referred to the Committee on State and Federal Government, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1266 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

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

House Bill No. 1266 was indefinitely postponed.

Rep. Streibel moved that the absent member 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 7, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. Robert Fischer, Pastor, Wesleyan Methodist Church, Bismarck.

Roll was called and all members were present.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 recommends that the same be corrected as follows:

Page 523, line 23, delete the numeral "19" and insert in lieu thereof the numeral "20";

Page 523, line 23, delete the numeral "77" and insert in lieu thereof the numeral "76"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Rued 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. 1310 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

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

House Bill No. 1310 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1346 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Timm moved that the report be adopted.

Rep. Gengler moved a substitute motion that House Bill No. 1346 be placed on the calendar, which motion prevailed on a division vote.

House Bill No. 1346 was placed on the calendar.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1349 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Jaeger moved that the report be adopted.

Rep. Raymond moved a substitute motion that House Bill No. 1349 be placed on the calendar, which was withdrawn.

Rep. Raymond moved a substitute motion that House Bill No. 1349 be recommended for do pass and re-referred to the Committee on Appropriations, which motion failed on a division vote.

The question then was on the motion of Rep. Jaeger to adopt the Committee report on House Bill No. 1349, which motion prevailed.

House Bill No. 1349 was indefinitely postponed.

MOTIONS

Rep. K. Johnson moved that House Bill No. 1469 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. K. Johnson moved that House Bill No. 1469 be re-referred to the Committee on Agriculture, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1396 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

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

House Bill No. 1396 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1448 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.

House Bill No. 1448 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1452 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

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

House Bill No. 1452 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1467 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 requested a recorded roll call vote on the motion of Rep. Rundle, which request was granted.

ROLL CALL

The question being on the motion of Rep. Rundle to adopt the committee Report on House Bill No. 1467, the roll was called and there were ayes, 60; nays, 39; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Langley	Rau
Austin	Hensrud	Larson	Raymond
Backlin	Hentges	Laske	Rice
Bassingthwaite	Hickle	Lee	Rivinius
Berg	Hildebrand	Leibhan	Rundle
Bridston	Hilleboe	Lodoen	Schindler
Christensen, R.	Jaeger	Lundene	Scotfield
Dick	Jenkins	Marsden	Streibel
Dornacker	Johnson, H.	Martinson	Strinden
Freborg	Johnson, K.	Meyer	Timm
Froeber	Kermott	Miedema	Vander Vorst
Gackle	Kingsbury	Murphy	Wagner
Ganser	Knudson	Nermyr	Welder
Gengler	Kretschmar	Olin	Winkjer
Grubb	Lang	Poyzer	Mr. Speaker

Those voting in the negative were:

Backes	Hausauer, L.	McGauvran	Solberg
Christensen, H.	Hendrickson	Matheny	Stoltenow
Dotzenrod	Herman	Mertens	Stone
Eagles	Jacob	Metzger	Tinjum
Erickson	Jacobson	Olson	Tweten
Fleming	Kloubec	Orange	Watkins
Garnas	LaGrave	Peterson	Weber
Gronneberg	Laughlin	Reimers	Wilkie
Gunderson	Linderman	Royse	Winge
Haugland	Livingston	Rued	

Absent and not voting:

Hartl	Opedahl	Thorsgard
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The motion prevailed.

House Bill No. 1467 was indefinitely postponed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1496 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.

House Bill No. 1496 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1500 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Laughlin moved that the report be adopted.

Rep. Metzger moved a substitute motion that House Bill No. 1500 be placed on the calendar.

Rep. Metzger requested a recorded roll call vote on the substitute motion, which request was granted.

ROLL CALL

The question being on the motion of Rep. Metzger to have House Bill No. 1500 placed on the calendar, the roll was called and there were ayes, 50; nays, 49; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Grubb	LaGrave	Rice
Austin	Gunderson	Laske	Royce
Backlin	Hausauer, A.	Lee	Rued
Berg	Hausauer, L.	Lodoen	Rundle
Christensen, H.	Hendrickson	Marsden	Schindler
Christensen, R.	Hensrud	Martinson	Stone
Dick	Hentges	Mertens	Strinden
Dotzenrod	Hildebrand	Metzger	Tweten
Eagles	Hilleboe	Murphy	Vander Vorst
Erickson	Jacob	Olson	Wagner
Froeber	Jaeger	Orange	Welder
Garnas	Johnson, K.	Raymond	Mr. Speaker
Gengler	Kloubec		

Those voting in the negative were:

Backes	Jacobson	Livingston	Rivinius
Bassingthwaite	Jenkins	Lundene	Scoffield
Bridston	Johnson, H.	McGauvran	Stoltenow
Dornacker	Kermott	Matheny	Streibel
Fleming	Kingsbury	Meyer	Thorsgard
Freborg	Kretschmar	Miedema	Timm
Gackle	Lang	Nermyr	Tinjum
Ganser	Langley	Opedahl	Watkins
Gronneberg	Larson	Peterson	Weber
Hartl	Laughlin	Poyzer	Wilkie
Haugland	Leibhan	Rau	Winge
Herman	Linderman	Reimers	Winkjer
Hickle			

Absent and not voting:

Knudson	Olin	Solberg
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The motion prevailed.

House Bill No. 1500 was placed on the calendar.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1507 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.

House Bill No. 1507 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3027 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

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

House Concurrent Resolution No. 3027 was indefinitely postponed.

SECOND READING OF HOUSE BILLS

House Bill No. 1212. A Bill for an Act to amend and reenact sections 11-17-04, 27-03-05, 27-07-40, and 27-98-14 of the North Dakota Century Code, relating to filing fees and other fees required by district courts, the North Dakota supreme court, county courts, and county courts of increased jurisdiction and increasing such 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, 74; nays, 24; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hendrickson	Laughlin	Rivinius
Austin	Hensrud	Linderman	Royse
Backlin	Hentges	Livingston	Scotfield
Bridston	Herman	Lodoen	Solberg
Christensen, H.	Hickle	Lundene	Stoltenow
Christensen, R.	Hildebrand	Marsden	Stone
Dick	Hilleboe	Martinson	Streibel
Dornacker	Jacob	Matheny	Strinden
Dotzenrod	Jacobson	Miedema	Thorsgard
Eagles	Jaeger	Olin	Tinjum
Fleming	Jenkins	Olson	Tweten
Freborg	Johnson, H.	Opedahl	Vander Vorst
Froeber	Johnson, K.	Orange	Wagner
Gackle	Kloubec	Peterson	Watkins
Ganser	Knudson	Rau	Weber
Garnas	Kretschmar	Raymond	Winge
Gengler	LaGrave	Reimers	Winkjer
Gunderson	Langley	Rice	Mr. Speaker
Haugland	Larson		

Those voting in the negative were:

Backes	Hartl	Leibhan	Nermyr
Bassingthwaite	Hausauer, A.	McGauvran	Poyzer
Berg	Kingsbury	Mertens	Rued
Erickson	Lang	Metzger	Rundle
Gronneberg	Laske	Meyer	Schindler
Grubb	Lee	Murphy	Timm

Absent and not voting:

Hausauer, L.	Kermott	Welder	Wilkie
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So the bill passed and the title was agreed to.

House Bill No. 1227. A Bill for an Act relating to the responsibilities of the game and fish commissioner in the protection of 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, 82; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Gunderson	Lee	Reimers
Austin	Hartl	Linderman	Rice
Backes	Haugland	Livingston	Rivinius
Backlin	Hausauer, L.	McGauvran	Royse
Berg	Hentges	Marsden	Rued
Bridston	Herman	Martinson	Rundle
Christensen, H.	Hickle	Matheny	Schindler

Christensen, R.	Jacobson	Mertens	Scotfield
Dick	Jaeger	Metzger	Stoltenow
Dotzenrod	Jenkins	Meyer	Stone
Eagles	Johnson, K.	Miedema	Streibel
Erickson	Kermott	Murphy	Thorsgard
Fleming	Kingsbury	Nermyr	Tinjum
Freborg	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	LaGrave	Opedahl	Wagner
Ganser	Lang	Orange	Watkins
Garnas	Langley	Peterson	Welder
Gengler	Larson	Poyzer	Winkjer
Gronneberg	Laske	Rau	Mr. Speaker
Grubb	Laughlin		

Those voting in the negative were:

Bassingthwaite	Hilleboe	Lodoen	Strinden
Dornacker	Jacob	Lundene	Timm
Hendrickson	Johnson, H.	Raymond	Weber
Hensrud	Kretschmar	Solberg	Winge
Hildebrand	Leibhan		

Absent and not voting:

Hausauer, A. Wilkie

So the bill passed and the title was agreed to.

House Bill No. 1320. A Bill for an Act to amend and reenact subsection 1 of section 57-57-01 and sections 57-57-02, 57-57-03, 57-57-05, 57-57-06, 57-57-07, and 57-57-08 of the North Dakota Century Code, to change the native woodland tax to a woodland tax which applies to both natural and planted forest covers.

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, 34; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Livingston	Raymond
Austin	Hausauer, L.	Lundene	Royse
Backes	Hickle	McGauvran	Rued
Backlin	Hildebrand	Marsden	Solberg
Bassingthwaite	Jacob	Martinson	Stone
Bridston	Jacobson	Matheny	Streibel
Christensen, H.	Johnson, H.	Mertens	Strinden
Dornacker	Johnson, K.	Metzger	Thorsgard
Dotzenrod	Kermott	Meyer	Timm
Erickson	Knudson	Murphy	Tinjum
Fleming	Kretschmar	Nermyr	Tweten
Freborg	LaGrave	Opedahl	Vander Vorst
Froeber	Langley	Orange	Wagner
Gackle	Laske	Peterson	Welder
Gengler	Laughlin	Poyzer	Winge
Gronneberg	Linderman	Rau	Mr. Speaker
Gunderson			

Those voting in the negative were:

Berg	Hensrud	Larson	Rice
Christensen, R.	Hentges	Lee	Rundle
Dick	Herman	Leibhan	Schindler
Eagles	Hilleboe	Lodoen	Scotfield
Ganser	Jaeger	Miedema	Stoltenow
Garnas	Jenkins	Olin	Watkins
Grubb	Kingsbury	Olson	Weber
Hartl	Kloubec	Reimers	Winkjer
Hausauer, A.	Lang		

Absent and not voting:

Hendrickson Rivinius Wilkie

So the bill passed and the title was agreed to.

House Bill No. 1357. A Bill for an Act to amend and reenact section 20.1-03-11 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to special permits to hunt mule deer.

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, 14; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Langley	Reimers
Austin	Hausauer, L.	Larson	Rice
Berg	Hensrud	Laughlin	Rivinius
Christensen, H.	Hentges	Lee	Royse
Christensen, R.	Herman	Livingston	Rued
Dick	Hickle	Lodoen	Rundle
Dotzenrod	Hildebrand	Marsden	Schindler
Eagles	Hilleboe	Martinson	Scofield
Erickson	Jacob	Matheny	Stoltenow
Fleming	Jacobson	Mertens	Stone
Freborg	Jaeger	Metzger	Streibel
Froeber	Johnson, H.	Miedema	Strinden
Gackle	Johnson, K.	Murphy	Timm
Ganser	Kermott	Nermyr	Tinjum
Garnas	Kingsbury	Olin	Vander Vorst
Gengler	Kloubec	Olson	Wagner
Gronneberg	Knudson	Opedahl	Weber
Grubb	Kretschmar	Orange	Welder
Gunderson	LaGrave	Poyzer	Winkjer
Hartl	Lang	Rau	Mr. Speaker
Haugland			

Those voting in the negative were:

Backes	Jenkins	McGauvran	Tweten
Backlin	Laske	Meyer	Watkins
Bassingthwaite	Leibhan	Solberg	Winge
Dornacker	Lundene		

Absent and not voting:

Bridston Linderman Raymond Wilkie
Hendrickson Peterson Thorsgard

So the bill passed and the title was agreed to.

House Bill No. 1405. A Bill for an Act to amend and reenact section 14-03-17 of the North Dakota Century Code, making it mandatory that the county judge cause a copy of the application for marriage license be filed in a prior divorce action where the applicant is under court decree to provide child support or alimony combined with child support, requiring the county judge to secure from the applicants an acknowledgement of any provision for child support or alimony combined with child support contained in a prior divorce decree or judgment, and requiring an affidavit from the clerk of the district court to whom support payments are directed showing that there are no arrears in payment or, in lieu thereof, a waiver of the requirement for such affidavit signed by the district court ordering such child support or alimony combined with child support.

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, 25; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Grubb	Leibhan	Royse
Austin	Haugland	Linderman	Schindler
Backes	Hausauer, A.	Livingston	Scofield
Backlin	Hausauer, L.	Lundene	Solberg
Bridston	Hendrickson	McGauvran	Stoltenow
Christensen, H.	Herman	Marsden	Stone
Christensen, R.	Hickle	Martinson	Streibel
Dick	Jacob	Matheny	Strinden
Dornacker	Jaeger	Meyer	Thorsgard
Dotzenrod	Jenkins	Miedema	Tinjum
Eagles	Kermott	Murphy	Tweten
Erickson	Kloubec	Nermyr	Vander Vorst
Fleming	Knudson	Olin	Wagner
Freborg	Kretschmar	Olson	Watkins
Froeber	LaGrave	Opedahl	Weber
Gackle	Langley	Orange	Weider
Ganser	Larson	Poyzer	Winge
Gengler	Laske	Raymond	
Gronneberg	Laughlin	Reimers	

Those voting in the negative were:

Bassingthwaite	Hildebrand	Lee	Rice
Berg	Hilleboe	Lodoen	Rivinius
Garnas	Jacobson	Mertens	Rued
Gunderson	Johnson, H.	Metzger	Timm
Hartl	Kingsbury	Peterson	Winkjer
Hensrud	Lang	Rau	Mr. Speaker
Hentges			

Absent and not voting:

Johnson, K.	Rundle	Wilkie
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So the bill passed and the title was agreed to.

House Bill No. 1515. A Bill for an Act to amend and reenact section 32-07-02 of the North Dakota Century Code, relating to claim and delivery to recover possession of personal 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, 98; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Reimers
Austin	Hausauer, A.	Leibhan	Rice
Backes	Hausauer, L.	Linderman	Rivinius
Backlin	Hendrickson	Livingston	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Weider
Gronneberg	Langley	Poyzer	Winge
Grubb	Larson	Rau	Winkjer

Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin		

Absent and not voting:

Hensrud	Johnson, K.	Rundle	Wilkie
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So the bill passed and the title was agreed to.

House Bill No. 1524. A Bill for an Act to regulate the leasing of coal in place, to establish the maximum term of years of such leases, to require a percentage royalty to be paid on such leases, to require delay rentals to be paid for such leases instead of advance royalties deductible from the landowner's own coal when produced, and to authorize the public service commission to hold public hearings on terms and practices of coal leasing activities in 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, 40; nays, 57; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hickle	Leibhan	Poyzer
Backes	Hildebrand	Linderman	Rundle
Bassingthwaite	Jacobson	Livingston	Schindler
Dornacker	Johnson, H.	Lundene	Solberg
Dotzenrod	Knudson	McGauvran	Stoltenow
Fleming	Kretschmar	Matheny	Stone
Garnas	LaGrave	Mertens	Tinjum
Gronneberg	Langley	Meyer	Vander Vorst
Gunderson	Laske	Opedahl	Weber
Hendrickson	Laughlin	Orange	Winge

Those voting in the negative were:

Atkinson	Hartl	Larson	Rivinius
Backlin	Haugland	Lee	Royse
Berg	Hausauer, A.	Lodoen	Rued
Bridston	Hausauer, L.	Marsden	Scofield
Christensen, H.	Hentges	Martinson	Streibel
Christensen, R.	Herman	Metzger	Strinden
Dick	Hilleboe	Murphy	Thorsgard
Eagles	Jacob	Nermyr	Timmt
Erickson	Jaeger	Olson	Tweten
Freborg	Jenkins	Peterson	Wagner
Froeber	Kermott	Rau	Watkins
Gackle	Kingsbury	Raymond	Welder
Ganser	Kloubec	Reimers	Winkjer
Gengler	Lang	Rice	Mr. Speaker
Grubb			

Absent and not voting:

Hensrud	Johnson, K.	Miedema	Olin
Wilkie			

So the bill lost.

House Bill No. 1526. A Bill for an Act to amend and reenact section 14-06-05 of the North Dakota Century Code, relating to revocation of decree of separate maintenance and granting of divorce.

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, 6; absent and not voting, 4.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Royse

Backlin	Hendrickson	Leibhan	Rued
Berg	Hensrud	Linderman	Rundle
Bridston	Hentges	Livingston	Schindler
Christensen, H.	Herman	Lodoen	Scofield
Christensen, R.	Hickle	Lundene	Solberg
Dick	Hildebrand	Marsden	Stoltenow
Dornacker	Hilleboe	Martinson	Stone
Dotzenrod	Jacob	Matheny	Streibel
Eagles	Jacobson	Mertens	Strinden
Erickson	Jenkins	Metzger	Thorsgard
Fleming	Johnson, H.	Meyer	Timm
Froeber	Kermott	Nermyr	Tinjum
Gackle	Kingsbury	Olson	Tweten
Ganser	Kloubec	Opedahl	Vander Vorst
Garnas	Knudson	Orange	Wagner
Gengler	Kretschmar	Peterson	Watkins
Gronneberg	LaGrave	Poyzer	Weber
Grubb	Lang	Rau	Welder
Gunderson	Langley	Raymond	Winge
Hartl	Larson	Reimers	Winkjer
Haugland	Laske	Rice	Mr. Speaker

Those voting in the negative were:

Atkinson	Freborg	McGauvran	Murphy
Bassingthwaite	Jaeger		

Absent and not voting:

Johnson, K.	Miedema	Olin	Wilkie
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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. 3037. A Concurrent Resolution urging the United States Postal Service to issue a commemorative stamp on the 150th anniversary of Sondre Norheim's birth.

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. 2016. A Bill for an Act making an appropriation to the Social Services Board for the purpose of making payments to all welfare recipients and declaring an emergency.

Which has been read.

Rep. Kingsbury moved that the remarks of Rep. Reimers be printed in the Journal, which motion prevailed.

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

"In regard to House Bill No. 2016, I want to give you a little history.

"The original request by the Social Services Department to the Budget Director, Executive Office, was \$76.5 million. That was reduced by the Executive Office to \$71.1 million, for a net reduction of \$5,452,881. The Legislature further reduced that appropriation an additional \$490,000. At no time did the Social Services Board or anyone from that department request any additional funds for their budget over and above the \$71.1 million recommended by the Executive Budget.

"The budget passed out by the North Dakota Legislature was \$70,-622,976.

"On June 20, 1972, the Emergency Commission met and they received a request to accept Federal funds of \$3,197,711 — those to be matched by the revolving Counties Funds. The surplus of those revolving Counties Funds was used on July 1 — funds left over from the preceding fiscal year — were used on July 1, to pay July bills,

thereby increasing the percentage ratio of state-federal match so they could as a matter of fact receive the \$3.1 million additional.

"The Emergency Commission granted these additional federal funds. At that time I considered, as the Chairman of the Interim Budget Committee of the North Dakota Legislature, calling the Budget Committee together to discuss the problems that I saw on the horizon of the Social Services Board, and in July we did meet. In our meeting in July, the Social Services Board presented us with figures of a \$900,000 state deficiency appropriation if they continued expenditures at the present level. After hearing their problems and much discussion with our Budget Committee, we had a show of hands of those who would be in favor of a deficiency appropriation, and there were no hands. The Social Services Board decided to make no requests for a deficiency appropriation and, as a matter of fact, did decide to execute cuts that would allow their budget to stretch until the end of the fiscal year. After that the Social Services Department met with Governor Guy and explained their problem, and he recommended that the adjustment be delayed until January 1, to let the Legislature face the problem. As the Chief Executive of the State of North Dakota, Mr. Guy, as a matter of fact, told the Social Services Board to go ahead and spend money until it was gone, and thereby blackmail the North Dakota Legislature into coming up with a deficiency appropriation, or let those people simply run out of money.

"I say to you, the fiscal responsibility of the State of North Dakota has never been in the Executive Branch, and never will be. It has been in the Legislative Branch.

"I do not intend to spend any more time on this piece of legislation. These people need this deficiency appropriation, and I sincerely hope that you will vote for the bill."

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Reimers
Austin	Hausauer, A.	Leibhan	Rice
Backes	Hausauer, L.	Linderman	Rivinius
Backlin	Hendrickson	Livingston	Royce
Bassingthwaite	Hensrud	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hildebrand	Marsden	Scotfield
Christensen, R.	Hilleboe	Martinson	Solberg
Dick	Jacob	Matheny	Stoltenow
Dornacker	Jacobson	Mertens	Stone
Dotzenrod	Jaeger	Metzger	Strindel
Eagles	Johnson, H.	Meyer	Streiben
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Winge
Grubb	Larson	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Langhlin		

Those voting in the negative were:

Hentges	Jenkins	Thorsgard
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Absent and not voting:

Wilkie

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2066. A Bill for an Act to amend and reenact sections 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 the medical care provided under nonprofit medical service plans.

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, 4; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hendrickson	Laughlin	Raymond
Austin	Hensrud	Lee	Reimers
Backes	Hentges	Leibhan	Rice
Backlin	Herman	Linderman	Rivinius
Bassingthwaite	Hickle	Livingston	Rued
Berg	Hildebrand	Lodoen	Rundle
Bridston	Hilleboe	Lundene	Schindler
Christensen, R.	Jacob	McGauvran	Scofield
Dick	Jacobson	Marsden	Solberg
Dotzenrod	Jaeger	Martinson	Stoltenow
Eagles	Jenkins	Matheny	Stone
Erickson	Johnson, H.	Mertens	Streibel
Fleming	Johnson, K.	Metzger	Strinden
Freborg	Kermott	Meyer	Thorsgard
Froeber	Kingsbury	Miedema	Timm
Ganser	Kloubec	Murphy	Tinjum
Garnas	Knudson	Nermyr	Tweten
Gengler	Kretschmar	Olin	Vander Vorst
Gronneberg	LaGrave	Opedahl	Watkins
Gunderson	Lang	Orange	Weber
Hartl	Langley	Peterson	Winge
Haugland	Larson	Poyzer	Winkjer
Hausauer, A.	Laske	Rau	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:

Gackle	Grubb	Wagner	Welder
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Absent and not voting:

Christensen, H.	Olson	Royse	Wilkie
Dornacker			

So the bill passed and the title was agreed to.

Senate Bill No. 2079. A Bill for an Act to create and enact section 54-46-08.1 of the North Dakota Century Code, relating to the transfer of records to the state historical society.

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, 1; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rice
Austin	Hausauer, L.	Lee	Rivinius
Backes	Hendrickson	Leibhan	Rued
Backlin	Hensrud	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scofield
Bridston	Hickle	Lundene	Solberg
Christensen, R.	Hildebrand	McGauvran	Stoltenow
Dick	Hilleboe	Marsden	Stone

Dotzenrod	Jacob	Martinson	Streibel
Eagles	Jacobson	Matheny	Strinden
Erickson	Jaeger	Mertens	Thorsgard
Fleming	Jenkins	Metzger	Timm
Freborg	Johnson, H.	Meyer	Tinjum
Froeber	Kermott	Miedema	Tweten
Gackle	Kingsbury	Murphy	Vander Vorst
Ganser	Kloubec	Nermyr	Wagner
Garnas	Knudson	Olin	Watkins
Gengler	Kretschmar	Olson	Weber
Gronneberg	LaGrave	Opedahl	Welder
Grubb	Lang	Orange	Winge
Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Raymond	Mr. Speaker
Haugland	Laske	Reimers	

Those voting in the negative were:

Poyzer

Absent and not voting:

Christensen, H.	Johnson, K.	Royse	Wilkie
Dornacker	Peterson		

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that Senate Bill No. 2146 be re-referred to the Committee on State and Federal Government, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2206. A Bill for an Act to repeal chapter 80 of the 1957 Session Laws, providing an appropriation for grasshopper control.

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, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rice
Austin	Hendrickson	Linderman	Rivinius
Backes	Hensrud	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scotfield
Christensen, R.	Hilleboe	Martinson	Solberg
Dick	Jacob	Matheny	Stoltenow
Dornacker	Jacobson	Mertens	Stone
Eagles	Jenkins	Metzger	Streibel
Erickson	Johnson, H.	Meyer	Strinden
Fleming	Johnson, K.	Miedema	Thorsgard
Freborg	Kermott	Murphy	Timm
Froeber	Kingsbury	Nermyr	Tinjum
Gackle	Kloubec	Olin	Tweten
Ganser	Kretschmar	Olson	Vander Vorst
Garnas	LaGrave	Opedahl	Wagner
Gengler	Lang	Orange	Watkins
Gronneberg	Langley	Peterson	Weber
Grubb	Larson	Poyzer	Welder
Gunderson	Laske	Rau	Winge
Hartl	Laughlin	Raymond	Winkjer
Haugland	Lee	Reimers	Mr. Speaker

Absent and not voting:

Christensen, H.	Hausauer, L.	Knudson	Wilkie
Dötzenrod	Jaeger		

So the bill passed and the title was agreed to.

Senate Bill No. 2221. A Bill for an Act to amend and reenact section 48-10-01 of the North Dakota Century Code, relating to the capitol grounds planning commission, 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, 5; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Reimers
Austin	Hendrickson	Linderman	Rice
Backes	Hensrud	Livingston	Rivinius
Backlin	Hentges	Lodoen	Royse
Bassingthwaite	Herman	Lundene	Rued
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scotfield
Christensen, R.	Hilleboe	Martinson	Solberg
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Kermott	Miedema	Timm
Fleming	Kingsbury	Murphy	Tinjum
Freborg	Kloubec	Nermyr	Tweten
Froeber	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gengler	Lang	Orange	Weber
Gronneberg	Langley	Peterson	Welder
Grubb	Larson	Poyzer	Winge
Gunderson	Laske	Rau	Winkjer
Haugland	Laughlin	Raymond	Mr. Speaker
Hartl	Lee		

Those voting in the negative were:

Gackle	Johnson, K.	Rundle	Stoltenow
Jaeger			

Absent and not voting:

Christensen, H.	Hausauer, L.	Wilkie
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2088

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1136

House Bill No. 1167

House Bill No. 1332

House Bill No. 1351

House Bill No. 1393

House Bill No. 1435

House Bill No. 1498

House Concurrent Resolution No. 3012

House Concurrent Resolution No. 3025

House Concurrent Resolution No. 3041

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2009
Senate Bill No. 2256
Senate Bill No. 2260
Senate Bill No. 2281
Senate Bill No. 2323
Senate Bill No. 2329
Senate Bill No. 2380
Senate Bill No. 2386
Senate Bill No. 2411

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4022

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1042

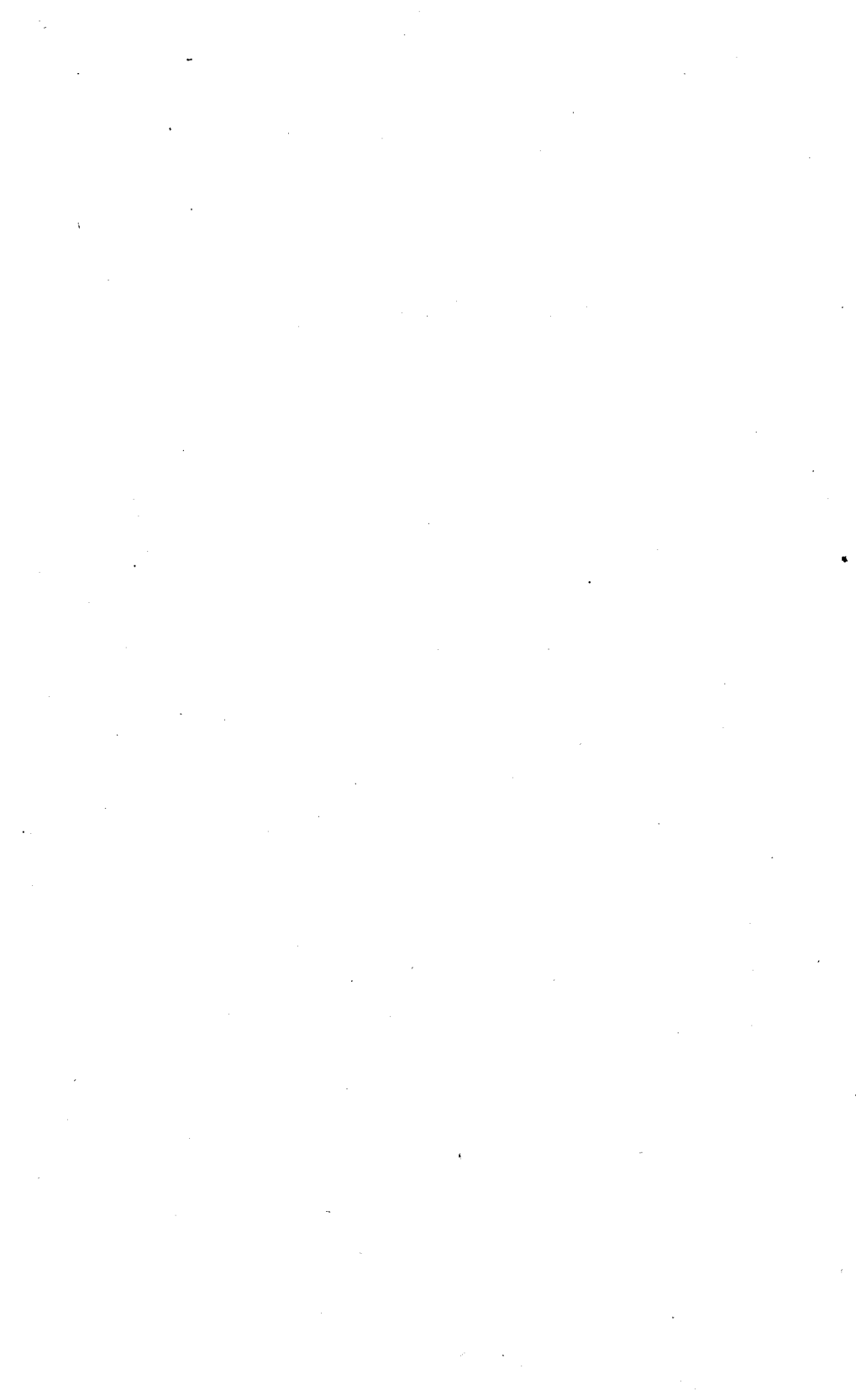
Which the Senate has passed over the Governor's veto.

The vote on House Bill No. 1042 is: 37 Ayes, 14 Nays, 0 Absent, not voting.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Thursday, February 8, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



TWENTY-SEVENTH DAY AFTER RECESS
AND TWENTY-EIGHTH DAY

Bismarck, February 8, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

REPORT OF PROCEDURAL COMMITTEE

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

House Bill No. 1520

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

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

SIXTH ORDER OF BUSINESS

Rep. Backlin has moved that the amendments to House Bill No. 1350 as recommended by the Committee on Education as printed on pages 536 and 537 of the House Journal be adopted, which motion prevailed.

Rep. Erickson has moved that the amendments to House Bill No. 1366 as recommended by the Committee on Education as printed on page 537 of the House Journal be adopted, which motion prevailed.

Rep. Laske has moved that the amendments to House Bill No. 1428 as recommended by the Committee on Industry, Business and Labor as printed on page 537 of the House Journal be adopted, which motion prevailed.

Rep. Kingsbury has moved that the amendments to House Bill No. 1441 as recommended by the Committee on Appropriations as printed on page 537 of the House Journal be adopted, which motion prevailed.

Rep. Schindler has moved that the amendments to House Bill No. 1458 as recommended by the Committee on Education as printed on page 538 of the House Journal be adopted, which motion prevailed.

Rep. Rundle has moved that the amendments to House Bill No. 1516 as recommended by the Committee on Judiciary as printed on page 538 of the House Journal be adopted, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1084. A Bill for an Act authorizing the director of institutions to discontinue operation of the tuberculosis sanatorium and transfer the responsibility of the care of tuberculous patients to the state department of health.

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, 98; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rice
Austin	Hausauer, L.	Lee	Rivinius
Backes	Hendrickson	Leibhan	Royse
Backlin	Hensrud	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Poyzer	Wilkie
Grubb	Lang	Rau	Winge
Gunderson	Langley	Raymond	Winkjer
Hartl	Larson	Reimers	Mr. Speaker
Haugland	Laske		

Absent and not voting:

Gackle	McGauvran	Peterson	Scofield
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So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Winkjer: "Mr. Speaker:

"I rise on a point of personal privilege and ask that my remarks be printed in the Journal.

"With the passage of House Bill No. 1084 we have taken one of the final steps in terminating the program of the State Tuberculosis Sanatorium. I believe the record of this assembly should reflect the service this institution has given the people of this state.

"San Haven was opened in November of 1913 — at a time when a great white plague was sweeping across the world. A highly contagious, communicable, incurable disease that wiped out families and shattered the hopes and futures of millions. The established hospitals were unable to cope with the contagious problems of the disease. The state was called upon to provide a medical facility which it did and which served thousands and thousands of those afflicted with the medicine of our clean northern air.

"Early records are vague — but in 1925 the death rate in North Dakota rose to 309. Medical science has now reduced the death rate to a minimum eliminating the need for any further state sanatorium for the tubercular.

"I believe our record should give brief homage to the people of the state of North Dakota who with their tax dollars had social compassion in building and operating the sanatorium, but also to the people who performed the services there — the doctors, nurses, orderlies — at great personal risk. Many of whom were afflicted and gave their lives as they served their fellowman.

"My personal reflections remember Dr. Dodds, a superintendent, Blondie, a nurse, Scotty, an orderly, Pete, the barber, the Sheepshed — the Masonic Cottage — my gratitude, and on behalf of the thousands of others who were cured there, our eternal thanks."

SECOND READING OF A HOUSE BILL

House Bill No. 1520. A Bill for an Act to amend and reenact subsection 1 of section 37-25-02 and sections 37-25-03 and 37-25-10 of the North Dakota Century Code, establishing an ending date to periods of service which give rise to credits or eligibility for Vietnam veterans' adjusted compensation; providing for maximum adjusted compensation payments; 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, 100; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rice
Austin	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scotfield
Christensen, R.	Hildebrand	McGauvran	Solberg
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Martinson	Stone
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jaeger	Mertens	Strinden
Erickson	Jenkins	Metzger	Thorsgard
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Murphy	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olin	Wagner
Garnas	Knudson	Olson	Watkins
Gengler	Kretschmar	Opedahl	Weber
Gronneberg	LaGrave	Orange	Welder
Grubb	Lang	Peterson	Wilkie
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Rau	Winkjer
Haugland	Laske	Raymond	Mr. Speaker

Absent and not voting:

Backes Reimers

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3039. A concurrent resolution urging Congress to give favorable consideration to House Bill No. 2235, to increase the authorization for the appropriation of federal funds for completion of the formal garden and erection of the peace tower at the International Peace Garden.

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.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1152 has had the same under consideration and recommends that the same be amended as follows:

On page 4, line 23, place beginning triple parentheses before the word "second" and also on line 23 delete the beginning triple parentheses before the word "June" and after the ending triple parentheses insert in lieu thereof the words "first day of"

On page 5, line 11, delete the word "May" 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. ATKINSON, Chairman

Rep. Grubb 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. 1175 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 4, after the word "of", insert the word "chief"

On page 4, line 2, after the word "BTU" insert the words "per hour"

On page 5, line 21, after the word "boilers" insert the following: "except that a two-month grace period shall be extended for any certificate"

On page 7, line 27, delete the beginning triple parentheses before the word "the"

On page 7, line 30, place triple parentheses before and after the word "five" and insert in lieu thereof the word "seven"

On page 8, line 3, place triple parentheses before and after the word "twelve" and insert in lieu thereof the word "fifteen"

On page 8, line 5, place triple parentheses before and after the word "fifteen" and insert in lieu thereof the word "twenty-five"

On page 8, line 7, place triple parentheses before and after the word "five" and insert in lieu thereof the word "seven"

On page 8, line 8, place triple parentheses before and after the word "twelve" and insert in lieu thereof the word "fifteen"

On page 8, line 9, place triple parentheses before and after the word "five" and insert in lieu thereof the word "seven"

On page 8, line 12, place triple parentheses before and after the word "twenty" and insert in lieu thereof the word "twenty-five"

On page 8, line 18, delete the ending triple parentheses and the word "the"

On page 8, delete line 19

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Timm 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. 1300 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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. 1314 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, after the word "sixty-" delete the word "two" and insert in lieu thereof the word "five"

On page 1, line 13, delete the triple parentheses before and after the word "FIVE" and also delete the word "TWO"

On page 1, line 15, delete the triple parentheses before and after the word "five" and also delete the word "two"

On page 3, line 5, after the word "sixty-" delete the word "two" and insert in lieu thereof the word "five"

On page 3, line 33, after the period add the following language: "In no case shall this subsection apply to rents or fees paid by a person to a nursing home licensed pursuant to section 23-16-01 if that nursing home has been declared exempt from property taxation."

And renumber the lines and pages accordingly.

And when so amended it be re-referred to the Committee on Appropriations.

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. 1331 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Olson 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. 1333 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny 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. 1386 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 12, after the word "vehicle" insert the words "other than a passenger car"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HENSRUD, Chairman

Rep. Timm 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. 1395 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Winkjer 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. 1420 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 5, delete the section numeral "15-10-19,"

On page 1, line 15, after the section numeral "54-52-05," insert the word "and"; also in line 15 delete the following: ", and subsection"

On page 1, line 16, delete the following: "1 of section 57-37-11"

On page 2, line 3, insert beginning triple parentheses before the word "one"

On page 2, line 4, place ending triple parentheses after the first word "days"

On page 7, delete all of lines 29 through 35

On page 8, delete all of lines 1 through 30

On page 15, line 5, after the word "subsection 1" insert the following: **"and section 12-46-13"**

On page 31 delete all of lines 34 and 35

On page 32 delete all of lines 1 through 9

And renumber the lines, pages and sections 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 Social Welfare to whom was referred House Bill No. 1457 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 House Bill No. 1465 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. A. Hausauer 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. 1483 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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 Senate Bill No. 2246 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Dotzenrod 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. 1401 has had the same under consideration and recommends that the same do pass.

Rep. Eagles
Rep. Dornacker
Rep. Froeber
Rep. Hendrickson
Rep. Kretschmar
Rep. LaGrave
Rep. Orange
Rep. Raymond
Rep. Watkins

REP. HAUGLAND, Chairman

Rep. Kretschmar moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Social Welfare to whom was referred House Bill No. 1401 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Atkinson
Rep. Jaeger
Rep. Larson
Rep. Laske

Rep. Laughlin
Rep. Lundene

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report of the Minority be substituted for that of the Majority.

Rep. Royse requested a recorded roll call vote on the motion of Rep. Atkinson, which request was granted.

ROLL CALL

The question being on the motion of Rep. Atkinson that the Report of the Minority be substituted for the Report of the Majority, the roll was called and there were ayes, 34; nays, 68; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Grubb	Laughlin	Rivinius
Austin	Gunderson	Livingston	Runde
Christensen, H.	Haugland	Lundene	Schindler
Dick	Jaeger	Marsden	Solberg
Eagles	Johnson, K.	Matheny	Stoltenow
Erickson	Kingsbury	Nermyr	Tweten
Freborg	Knudson	Rau	Vander Vorst
Ganser	Larson	Rice	Winkjer
Gronneberg	Laske		

Those voting in the negative were:

Backes	Hensrud	Leibhan	Reimers
Backlin	Hentges	Linderman	Royse
Bassingthwaite	Herman	Lodoeh	Rued
Berg	Hickle	McGauvran	Scofield
Bridston	Hildebrand	Martinson	Stone
Christensen, R.	Hilleboe	Mertens	Streibel
Dornacker	Jacob	Metzger	Strinden
Dotzenrod	Jacobson	Meyer	Thorsgard
Fleming	Jenkins	Miedema	Timm
Froeber	Johnson, H.	Murphy	Tinjum
Gackle	Kermott	Olin	Wagner
Garnas	Kloubec	Olson	Watkins
Gengler	Kretschmar	Opedahl	Weber
Hartl	LaGrave	Orange	Welder
Hausauer, A.	Lang	Peterson	Wilkie
Hausauer, L.	Langley	Poyzer	Winge
Hendrickson	Lee	Raymond	Mr. Speaker

The motion failed.

The question then was on the motion of Rep. Kretschmar that the Report of the Majority be adopted, which motion prevailed.

House Bill No. 1401 was placed on the calendar.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1291 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, after the word "days" delete the "." and insert the words ", and providing an appropriation."

On page 1, after line 23, insert the following section:

"SECTION 2. APPROPRIATION.) There is hereby appropriated for boys' and girls' clubwork from the general fund of the state treasury, not otherwise appropriated, the sum of \$43,200.00, or so much thereof as may be necessary, for the biennium beginning July 1, 1973, and ending June 30, 1975."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

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

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1323 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

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

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2255 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 Social Welfare to whom was referred House Bill No. 1271 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

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

House Bill No. 1271 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1343 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed on a division vote, and the report was adopted.

House Bill No. 1343 was indefinitely postponed.

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

ROY GILBREATH, Chief Clerk

TWENTY-EIGHTH DAY

Bismarck, February 8, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Major R. Spicer of the Salvation Army, Bismarck and Mandan.

Roll was called, and all members were present except Rep. Leihan.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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:

Page 542, line 43, delete "Those voting in the negative were:" and insert in lieu thereof "Absent and not voting:"

Page 537, line 47, delete the words "delete the "." and"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

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

MOTIONS

Rep. Rau moved that House Bill No. 1431 be returned to the House from the Committee on Agriculture, which motion prevailed.

Rep. Rau requested permission to withdraw House Bill No. 1431. There being no objection, it was so ordered by the Speaker.

Rep. Larson moved that House Bill No. 1296 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Larson requested permission to withdraw House Bill No. 1296. There being no objection, it was so ordered by the Speaker.

Rep. Metzger moved that House Bill No. 1484 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Metzger requested permission to withdraw House Bill No. 1484. There being no objection, it was so ordered by the Speaker.

Rep. Streibel moved that House Bill No. 1401 be placed at the head of the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1401. A Bill for an Act to amend and reenact sections 5-01-08, 5-01-09, and 5-02-06 of the North Dakota Century Code, relating to the purchase and consumption of alcoholic beverages by persons nineteen years of age and older.

Which has been read.

ROLL CALL

Rep. Hilleboe moved the previous question, which motion prevailed. The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 36; absent and not voting, 1.

Those voting in the affirmative were:

Austin	Hendrickson	Lee	Reimers
Backes	Hensrud	Linderman	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	McGauvran	Scofield
Berg	Hickle	Martinson	Stone
Bridston	Hildebrand	Mertens	Streibel
Christensen, R.	Hilleboe	Metzger	Strinden
Dornacker	Jacob	Miedema	Timm
Dotzenrod	Jacobson	Murphy	Tinjum
Eagles	Jenkins	Nermyr	Wagner
Fleming	Johnson, H.	Olin	Watkins
Froeber	Kermott	Opedahl	Weber
Garnas	Kloubec	Orange	Welder
Gengler	Kretschmar	Peterson	Wilkie
Hartl	LaGrave	Poyzer	Winge
Hausauer, A.	Langley	Raymond	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:

Atkinson	Gunderson	Laughlin	Rivinius
Christensen, H.	Haugland	Livingston	Rundle
Dick	Jaeger	Lundene	Schindler
Erickson	Johnson, K.	Marsden	Solberg
Freborg	Kingsbury	Matheny	Stoltenow
Gackle	Knudson	Meyer	Thorsgard
Ganser	Lang	Olson	Tweten
Gronneberg	Larson	Rau	Vander Vorst
Grubb	Laske	Rice	Winkjer

Absent and not voting:
Leibhan

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. 1355 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1355 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1375 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

Rep. Poyzer moved that the report be adopted, which motion prevailed on a division vote, and the report was adopted.

House Bill No. 1375 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1376 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Timm moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1376 was indefinitely postponed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 1409 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Livingston moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1409 was indefinitely postponed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1416 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. H. Christensen moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1416 was indefinitely postponed.

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 be indefinitely postponed.

REP. HENSRUD, Chairman

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1442 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1444 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Tinjum moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1444 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1482 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

Rep. Herman moved that the report be adopted.

Rep. Dick moved a substitute motion that House Bill No. 1482 be re-referred to the Committee on Transportation.

Rep. Laughlin requested a recorded roll call vote on the substitute motion, which request was granted.

The question was on the adoption of the substitute motion.

ROLL CALL

The roll was called, and there were ayes, 41; nays, 61; absent and not voting, 0.

Those voting in the affirmative were:

Austin	Grubb	Laske	Poyzer
Backes	Hartl	Laughlin	Rau
Bassingthwaite	Hausauer, L.	Leibhan	Rued
Dick	Jacobson	Livingston	Schindler
Dornacker	Jaeger	Lundene	Stoltenow
Dotzenrod	Johnson, H.	Matheny	Tinjum
Erickson	Kingsbury	Mertens	Tweten
Fleming	Knudson	Meyer	Vander Vorst
Gackle	Kretschmar	Nermyr	Weber
Ganser	Lang	Opedahl	Winge
Gronneberg			

Those voting in the negative were:

Atkinson	Hentges	Lodoen	Roysse
Backlin	Herman	McGauvran	Rundle
Berg	Hickle	Marsden	Scofield
Bridston	Hildebrand	Martinson	Solberg
Christensen, H.	Hilleboe	Metzger	Stone
Christensen, R.	Jacob	Miedema	Streibel
Eagles	Jenkins	Murphy	Strinden
Freborg	Johnson, K.	Olin	Thorsgard
Froeber	Kermott	Olson	Timm
Garnas	Kloubec	Orange	Wagner
Gengler	LaGrave	Peterson	Watkins
Gunderson	Langley	Raymond	Welder
Haugland	Larson	Reimers	Wilkie
Hausauer, A.	Lee	Rice	Winkjer
Hendrickson	Linderman	Rivinius	Mr. Speaker
Hensrud			

The motion failed.

The question then was on the motion of Rep. Herman to adopt the Committee Report on House Bill No. 1482, which motion prevailed.

House Bill No. 1482 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1497 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1497 was indefinitely postponed.

MOTION

Rep. Atkinson moved that Senate Bill No. 2114 be returned to the House from the Senate, which motion prevailed.

MESSAGE TO THE SENATE
House Chamber

Mr. President:

I have the honor to inform you that the House requests the return of Senate Bill No. 2114.

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 2070. A Bill for an Act to amend and reenact section 15-55-18 of the North Dakota Century Code, relating to the bonding authority for junior colleges and educational centers.

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, 1; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Rau
Austin	Hausauer, L.	Laughlin	Raymond
Backes	Hendrickson	Lee	Reimers
Backlin	Hensrud	Leibhan	Rice
Bassingthwaite	Hentges	Linderman	Rivinius
Berg	Herman	Livingston	Royse
Bridston	Hickle	Lodoen	Rued
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Hilleboe	McGauvran	Scofield
Dornacker	Jacob	Marsden	Solberg
Dotzenrod	Jacobson	Martinson	Stone
Eagles	Jaeger	Matheny	Streibel
Erickson	Jenkins	Mertens	Strinden
Fleming	Johnson, H.	Metzger	Timm
Freborg	Johnson, K.	Meyer	Tinjum
Froeber	Kermott	Miedema	Tweten
Gackle	Kingsbury	Murphy	Vander Vorst
Ganser	Kloubec	Nermyr	Wagner
Garnas	Knudson	Olin	Watkins
Gengler	Kretschmar	Olson	Welder
Gronneberg	LaGrave	Opedahl	Wilkie
Grubb	Lang	Orange	Winge
Gunderson	Langley	Peterson	Winkjer
Hartl	Larson	Poyzer	Mr. Speaker
Haugland			

Those voting in the negative were:

Rundle

Absent and not voting:

Dick	Stoltenow	Thorsgard	Weber
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So the bill passed and the title was agreed to.

Senate Bill No. 2153. A Bill for an Act making an appropriation for the use of the state toxicologist.

Which has been read.

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 4; absent and not voting, 3.

ROLL CALL

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Reimers
Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stone
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jaeger	Mertens	Timm
Erickson	Jenkins	Metzger	Tinjum
Fleming	Johnson, H.	Meyer	Tweten
Freborg	Johnson, K.	Miedema	Vander Vorst
Froeber	Kermott	Nermyr	Wagner
Gackle	Kingsbury	Olin	Watkins
Ganser	Kloubec	Olson	Weber
Garnas	Knudson	Opedahl	Welder
Gronneberg	LaGrave	Orange	Wilkie

Grubb	Lang	Peterson	Winge
Gunderson	Langley	Poyzer	Winkjer
Hartl	Larson	Rau	Mr. Speaker
Haugland	Laske	Raymond	

Those voting in the negative were:

Gengler	Kretschmar	Murphy	Rundle
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Absent and not voting:

Dick	Stoltenow	Thorsgard
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So the bill passed and the title was agreed to.

Senate Bill No. 2308. A Bill for an Act to provide that the name of the department of accounts and purchases be changed to the department of administration; and to amend and reenact chapter 54-44, and sections 54-44.1-02, 54-44.1-11, and 54-44.2-01 of the North Dakota Century Code, relating to changing the name of the department of accounts and purchases to the department of administration.

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, 45; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hensrud	LaGrave	Rivinius
Austin	Hentges	Langley	Schindler
Backes	Herman	Laughlin	Scotfield
Bassingthwaite	Hildebrand	Linderman	Solberg
Bridston	Hilleboe	Livingston	Stone
Dotzenrod	Jacob	Lodoen	Streibel
Eagles	Jacobson	Lundene	Strinden
Fleming	Jenkins	McGauvran	Wagner
Garnas	Johnson, H.	Martinson	Watkins
Gengler	Kermott	Mertens	Weber
Gunderson	Kingsbury	Miedema	Winge
Hartl	Kloubec	Opedahl	Winkjer
Haugland	Knudson	Orange	Mr. Speaker
Hendrickson	Kretschmar		

Those voting in the negative were:

Backlin	Hausauer, A.	Matheny	Reimers
Christensen, H.	Hausauer, L.	Metzger	Rice
Christensen, R.	Hickle	Meyer	Royce
Dick	Jaeger	Murphy	Rued
Dornacker	Johnson, K.	Nermyr	Rundle
Erickson	Lang	Olin	Timm
Freborg	Larson	Olson	Tinjum
Froeber	Laske	Peterson	Tweten
Gackle	Lee	Poyzer	Vander Vorst
Ganser	Leibhan	Rau	Welder
Gronneberg	Marsden	Raymond	Wilkie
Grubb			

Absent and not voting:

Berg	Stoltenow	Thorsgard
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So the bill passed and the title was agreed to.

House Bill No. 1346. A Bill for an Act to repeal section 43-13-29 of the North Dakota Century Code, relating to the prohibition of advertising of optical appliances or visual services.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 15; nays, 86; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Jacob	Murphy	Solberg
Backes	Lundene	Rau	Strinden
Freborg	Marsden	Raymond	Wilkie
Gengler	Metzger	Rundle	

Those voting in the negative were:

Austin	Hausauer, L.	Laske	Rice
Backlin	Hendrickson	Laughlin	Rivinius
Bassingthwaite	Hensrud	Lee	Royse
Bridston	Hentges	Leibhan	Rued
Christensen, H.	Herman	Linderman	Schindler
Christensen, R.	Hickle	Livingston	Scofield
Dick	Hildebrand	Lodoen	Stoltenow
Dornacker	Hilleboe	McGauvran	Stone
Dotzenrod	Jacobson	Martinson	Streibel
Eagles	Jaeger	Matheny	Thorsgard
Erickson	Jenkins	Mertens	Timm
Fleming	Johnson, H.	Meyer	Tinjum
Froeber	Johnson, K.	Miedema	Tweten
Gackle	Kermott	Nermyr	Vander Vorst
Ganser	Kingsbury	Olin	Watkins
Garnas	Kloubec	Olson	Wagner
Gronneberg	Knudson	Opedahl	Weber
Grubb	Kretschmar	Orange	Welder
Gunderson	LaGrave	Peterson	Winge
Hartl	Lang	Poyzer	Winkjer
Haugland	Langley	Reimers	Mr. Speaker
Hausauer, A.	Larson		

Absent and not voting:

Berg

So the bill lost.

House Bill No. 1500. 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, and its transportation.

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, 33; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Lodoen	Rued
Backlin	Hensrud	Lundene	Rundle
Berg	Hentges	Marsden	Schindler
Bridston	Herman	Martinson	Scofield
Christensen, H.	Hickle	Matheny	Stone
Christensen, R.	Hildebrand	Metzger	Strinden
Dick	Hilleboe	Miedema	Thorsgard
Dotzenrod	Jacob	Murphy	Timm
Eagles	Jacobson	Olin	Tinjum
Erickson	Jaeger	Olson	Tweten
Froeber	Johnson, K.	Opedahl	Wagner
Ganser	Kloubec	Orange	Watkins
Garnas	Kretschmar	Poyzer	Welder
Gengler	LaGrave	Raymond	Winkjer
Grubb	Lang	Rice	Mr. Speaker
Gunderson			

Those voting in the negative were:

Bassingthwaite	Johnson, H.	Leibhan	Reimers
Dornacker	Kermott	Livingston	Solberg
Fleming	Kingsbury	McGauvran	Stoltenow
Freborg	Knudson	Mertens	Streibel
Gackle	Langley	Meyer	Vander Vorst
Gronneberg	Larson	Nermyr	Weber
Hartl	Laughlin	Peterson	Wilkie
Haugland	Lee	Rau	Winge
Jenkins			

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that the House continue on the Eleventh Order, acting on those bills considered under the Sixth Order before 2:00 p.m., and that House Bills Nos. 1366, 1428, 1441, 1458 and 1516 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1366. A Bill for an Act to amend and reenact section 57-19-09 of the North Dakota Century Code, relating to the discontinuance and transfer of school district special reserve 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, 8; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Livingston	Royce
Backes	Hendrickson	Lodoen	Rued
Backlin	Hensrud	Lundene	Rundle
Berg	Hentges	McGauvran	Schindler
Bridston	Herman	Martinson	Scofield
Christensen, H.	Hildebrand	Matheny	Solberg
Christensen, R.	Hilleboe	Mertens	Stoltenow
Dick	Jacobson	Metzger	Stone
Dornacker	Jenkins	Meyer	Streibel
Dotzenrod	Johnson, K.	Miedema	Strinden
Eagles	Kermott	Murphy	Thorsgard
Erickson	Kingsbury	Nermyr	Timm
Fleming	Kloubec	Olin	Tinjum
Freborg	Knudson	Olson	Tweten
Froeber	Kretschmar	Opedahl	Wagner
Gackle	LaGrave	Orange	Weber
Ganser	Lang	Peterson	Welder
Garnas	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Grubb	Laske	Raymond	Winkjer
Gunderson	Laughlin	Rice	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Hickle	Johnson, H.	Reimers
Hartl	Jaeger	Leibhan	Vander Vorst

Absent and not voting:

Gengler	Jacob	Marsden	Watkins
Hausauer, L.	Linderman		

So the bill passed and the title was agreed to.

House Bill No. 1428. A Bill for an Act to extend the jurisdiction of the public service commission to include the safety of all gas distribution systems.

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, 4; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Gunderson	Laske	Rice
Austin	Hartl	Laughlin	Rivinius
Backes	Haugland	Lee	Royse
Backlin	Hendrickson	Leibhan	Rued
Bassingthwaite	Hensrud	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Martinson	Stoltenow
Dick	Hilleboe	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jenkins	Meyer	Strinden
Eagles	Johnson, H.	Murphy	Thorsgard
Erickson	Johnson, K.	Nermyr	Timm
Fleming	Kermott	Olin	Tinjum
Freborg	Kingsbury	Olson	Tweten
Froeber	Kloubec	Opedahl	Vander Vorst
Gackle	Knudson	Orange	Weber
Ganser	Kretschmar	Peterson	Welder
Garnas	LaGrave	Poyzer	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Grubb	Larson	Reimers	Mr. Speaker

Those voting in the negative were:

Hausauer, A.	Jaeger	Metzger	Wagner
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Absent and not voting:

Hausauer, L.	Linderman	Miedema	Watkins
Jacob	Marsden		

So the bill passed and the title was agreed to.

House Bill No. 1441. A Bill for an Act to amend and reenact sections 54-16-01 and 54-16-03 of the North Dakota Century Code, relating to the powers and duties of 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, 97; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Rau
Austin	Hausauer, A.	Laske	Reimers
Backes	Hausauer, L.	Laughlin	Rice
Backlin	Hendrickson	Lee	Rivinius
Bassingthwaite	Hensrud	Leibhan	Royse
Berg	Hentges	Linderman	Rued
Bridston	Herman	Livingston	Rundle
Christensen, H.	Hickle	Lodoen	Schindler
Christensen, R.	Hildebrand	McGauvran	Scofield
Dick	Hilleboe	Marsden	Solberg
Dornacker	Jacob	Martinson	Stoltenow
Dotzenrod	Jacobson	Matheny	Stone
Eagles	Jaeger	Mertens	Streibel
Erickson	Jenkins	Metzger	Strinden
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum

Froeber	Kermott	Murphy	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olin	Wagner
Garnas	Knudson	Olson	Weber
Gengler	Kretschmar	Opedahl	Welder
Gronneberg	LaGrave	Orange	Winge
Grubb	Lang	Peterson	Winkjer
Gunderson	Langley	Poyzer	Mr. Speaker
Hartl			

Those voting in the negative were:

Lundene

Absent and not voting:

Raymond	Thorsgard	Watkins	Wilkie
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So the bill passed and the title was agreed to.

House Bill No. 1458. A Bill for an Act to amend and reenact section 15-34.2-14 of the North Dakota Century Code, relating to the qualifications and age of school bus drivers.

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, 4; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Reimers
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royce
Bassingthwaite	Hensrud	Livingston	Rued
Berg	Hentges	Lodoen	Rundle
Bridston	Herman	Lundene	Schindler
Christensen, H.	Hickle	McGauvran	Scofield
Christensen, R.	Hildebrand	Marsden	Solberg
Dick	Hilleboe	Martinson	Stoltenow
Dornacker	Jacob	Matheny	Stone
Dotzenrod	Jacobson	Mertens	Streibel
Eagles	Jaeger	Meyer	Strinden
Erickson	Jenkins	Miedema	Thorsgard
Fleming	Johnson, H.	Murphy	Timm
Freborg	Johnson, K.	Nermyr	Tinjum
Froeber	Kermott	Olin	Tweten
Gackle	Kingsbury	Olson	Vander Vorst
Ganser	Kloubec	Opedahl	Weber
Garnas	Knudson	Orange	Welder
Gengler	Kretschmar	Peterson	Wilkie
Gronneberg	LaGrave	Poyzer	Winge
Grubb	Lang	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker
Hartl			

Those voting in the negative were:

Langley	Laughlin	Metzger	Wagner
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Absent and not voting:

Watkins

So the bill passed and the title was agreed to.

House Bill No. 1516. A Bill for an Act to amend and reenact section 12-16-05 of the North Dakota Century Code, relating to escape or attempted escape from prison, 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, 101; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Reimers
Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland			

Absent and not voting:

Watkins

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Streibel moved that 250 additional copies each of House Bills Nos. 1050, 1090 and 1266 be printed, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Atkinson: "Mr. Speaker:

"I rise on a point of personal privilege and ask that my remarks be printed in the Journal.

"Yesterday afternoon Rep. Streibel, as our Majority Floor Leader, announced that the Senate Concurrent Resolution that dealt with the proposed 27th amendment to the United States Constitution, unless some objections were made, would come before the House this afternoon for final determination.

"First, we should direct our respect to Rep. Streibel for the openness and fairness with which the matter was handled. In a lot of state legislatures, probably through a series of quick bone crunching motions would have disposed of what is a difficult issue to the legislature, and it would have been over. This speaks well for the process of this House that advance notice was given so those who feel another procedure should be followed could express their feelings. It is going back to the House Judiciary Committee and will be heard.

"North Dakota is probably unique in the nation in the degree of public involvement that we have in the legislative process. In the last few years we have made tremendous advances in the openness with which this body handles those measures which comes before it and the opportunity the people of our state have to participate in our decisions. A very major part of this process is in our public hearings, and to my knowledge, North Dakota

stands alone on the absolute unbendable rule that every measure is entitled to a public hearing and must be reported back to this body.

"I am sure as a matter of theory that in regard to the 27th amendment to the United States Constitution that little more possibly could be given in such a hearing. We are not here to legislate for the convenience of the legislators, but for the people of our state, and if there is one other person who wants to explain one further point, they will have the right assured them by the rules of this House."

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2109

Senate Bill No. 2353

Senate Bill No. 2409

Senate Bill No. 2414

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1150

House Bill No. 1178

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1195

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENT TO
HOUSE BILL No. 1195

"On page 1, line 11, insert triple parentheses around "BOARD" and insert in lieu thereof "DIRECTOR OF INSTITUTIONS"
And renumber the lines accordingly.

Senate Chamber

Mr. Speaker: I have the honor to return:

Senate Bill No. 2114

Which the House requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4032

Which the Senate passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended

Senate Bill No. 2053

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on

House Bill No. 1005

House Bill No. 1275
 House Bill No. 1360
 House Bill No. 1361
 House Bill No. 1389
 House Bill No. 1415
 House Bill No. 1493
 House Bill No. 1519

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended

Senate Bill No. 2114

ROY GILBREATH, Chief Clerk

MOTION

Rep. Streibel moved that the House be on the Ninth Order of Business, 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 until 12:30 p.m., Friday, February 9, 1973, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Knudson introduced:

House Concurrent Resolution No. 3046. A Concurrent Resolution for the submittal of a constitutional amendment to the electorate for an amendment of sections 153, 154, 155, and 156; and to repeal sections 157, 158, 160, 161, 163, 164, and 165 of the North Dakota Constitution, all relating to the use and investment of trust funds of the common schools and state educational, penal, and charitable institutions and the leasing, appraisal, and sale of school lands.

Was read the first time and referred to the Committee on Judiciary.

Rep. Strinden introduced:

House Concurrent Resolution No. 3047. A Concurrent Resolution directing a study by the Legislative Council to determine the feasibility and desirability of uniform laws with regard to professional licensing boards and of inclusion of citizen members on such boards.

Was read the first time and referred to the Committee on Industry, Business and Labor.

FIRST READING OF SENATE BILLS

Senate Bill No. 2009. A Bill for an Act making an appropriation for defraying the expenses of the motor vehicle department.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2256. 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. 2260. A Bill for an Act to provide an appropriation for salaries and expenses of the merit system council.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2281. A Bill for an Act to amend and reenact section 57-38-49 and subsections 4 and 5 of section 57-39.2-13 of the North Dakota Century Code, relating to preservation of liens.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2323. A Bill for an Act to amend and reenact section 57-38-30.2 of the North Dakota Century Code, relating to the surtax on income, providing for an effective date, and declaring an emergency.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2329. A Bill for an Act relating to income tax credits for charitable contributions to nonprofit private institutions of higher education.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2380. A Bill for an Act to create and enact a new section to chapter 40-57.1 and to amend and reenact section 40-57.1-02 of the North Dakota Century Code, relating to tax exemptions for new industries.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2386. A Bill for an Act to amend and reenact section 35-05-01 of the North Dakota Century Code, relating to security interests in growing and unharvested crops.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2411. A Bill for an Act to amend and reenact section 40-57-02 of the North Dakota Century Code, defining "projects" under the Municipal Industrial Development Act of 1955 as amended.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Concurrent Resolution No. 4022. A concurrent resolution for the ratification of a proposed amendment to the Constitution of the United States, prohibiting states from denying a citizen equality of rights under law on account of sex.

Which was read the first time and referred to the Committee on Judiciary.

Pursuant to Rep. Streibel's motion, the House stood recessed until 12:30 p.m., Friday, February 9, 1973.

ROY GILBREATH, Chief Clerk

TWENTY-EIGHTH DAY AFTER RECESS
AND TWENTY-NINTH DAY

Bismarck, February 9, 1973

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 1350

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Representative Thorsgard moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Procedural Committee on Employment submits the following name for the position specified below:

Mary Keogh Telephone Attendant

REP. RICE, Chairman

Representative Rice moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Atkinson for the introduction of a bill which request has been approved.

REP. STREIBEL, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Hilleboe for the introduction of a bill which request has been approved.

REP. STREIBEL, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Solberg for the introduction of a bill which request has been approved.

REP. STREIBEL, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Grubb has moved that the amendments to House Bill No. 1152 as recommended by the Committee on Judiciary as printed on page 558 of the House Journal be adopted, which motion prevailed.

Rep. Timm has moved that the amendments to House Bill No. 1175 as recommended by the Committee on Industry, Business and Labor

as printed on page 558 of the House Journal be adopted, which motion prevailed.

Rep. Thorsgard has moved that the amendments to House Bill No. 1291 as recommended by the Committee on Appropriations as printed on page 561 of the House Journal be adopted, which motion prevailed.

Rep. Wilkie has moved that the amendments to House Bill No. 1314 as recommended by the Committee on Finance and Taxation as printed on pages 558 and 559 of the House Journal be adopted, which motion prevailed.

House Bill No. 1314 was re-referred to the Committee on Appropriations.

Rep. Timm has moved that the amendments to House Bill No. 1386 as recommended by the Committee on Transportation as printed on page 559 of the House Journal be adopted, which motion prevailed.

Rep. Dick has moved that the amendments to House Bill No. 1420 as recommended by the Committee on Judiciary as printed on pages 559 and 560 of the House Journal be adopted, which motion prevailed.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Howard O. Bye, and Rep. Bye was thereupon introduced to the House.

FIRST READING OF HOUSE BILLS AND HOUSE CONCURRENT RESOLUTIONS

Rep. Hilleboe introduced:

House Bill No. 1531. A Bill for an Act to amend and reenact subsection 1 of section 54-03.2-02, and sections 54-03.2-03, 54-03.2-08, 54-03.2-09, and 54-35-02 of the North Dakota Century Code, relating to the authority of the legislative assembly and its standing, select, and interim committees to issue subpoenas, and declaring an emergency.

Was read the first time and referred to the Committee on Judiciary.

Rep. Solberg introduced:

House Bill No. 1532. A Bill for an Act to establish a North Dakota American revolution bicentennial commission.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Atkinson introduced:

House Bill No. 1533. A Bill for an Act to provide that participation in the performance of an abortion is not mandatory, and declaring an emergency.

Was read the first time and referred to the Committee on Judiciary.

Reps. Schindler, Thorsgard and Freborg introduced:

House Concurrent Resolution No. 3048. A Concurrent Resolution urging that the Bureau of Reclamation and the Bureau of Sport Fisheries and Wildlife deal more equitably with persons affected by the Garrison Diversion Project, and that landowners severely damaged by the construction of an irrigation canal be allowed to draw water from such canal regardless of membership or nonmembership in an irrigation district.

Was read the first time and referred to the Committee on State and Federal Government.

Committee on State and Federal Government introduced:

House Concurrent Resolution No. 3049. A Concurrent Resolution directing the Legislative Council to conduct a study of fees charged by state agencies for services performed for the public.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Solberg and Kingsbury introduced:

House Concurrent Resolution No. 3050. A Concurrent Resolution for the amendment of section 45 of the Constitution of the state of North Dakota, relating to compensation of members of the Legislative Assembly and providing an independent commission to set legislative pay and compensation.

Was read the first time and referred to the Committee on State and Federal Government.

FIRST READING OF SENATE BILLS

Senate Bill No. 2109. A Bill for an Act to regulate, not prohibit, home solicitation sales by:

1. Granting the buyer a statutory period during which time the contract may be cancelled.
2. Providing that any transfer of a note or other evidence of indebtedness shall be deemed an assignment only and all claims and defenses of the buyer against the seller shall be applicable against the transferee.
3. Prohibiting referral selling in conjunction with a home solicitation sale.

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 section 57-40.3-04 of the North Dakota Century Code, relating to tax exemptions.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2409. A Bill for an Act to prohibit discrimination in employment because of race, color, religion, sex, or national origin, and providing a penalty.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2414. A Bill for an Act to create and enact section 11-33-21 of the North Dakota Century Code, relating to the general penalties for violation of zoning regulations and restrictions.

Which was read the first time and referred to the Committee on Political Subdivisions.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4032. A concurrent resolution commending Senator Milton R. Young for his service to North Dakota.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 4032 not be referred to committee, but printed in the journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 4032

Introduced by Senator Litten

A Concurrent Resolution commending Senator Milton R. Young for his service to North Dakota.

WHEREAS, United States Senator Milton R. Young has performed twenty-eight years of effective service for the people of North Dakota in the United States Senate; and

WHEREAS, Senator Young has continually worked on behalf of a more prosperous agriculture; and

WHEREAS, Senator Young has had a major role in the writing of better price-support legislation and other farm programs; and

WHEREAS, Senator Young has worked to bring federal projects of all kinds to North Dakota to benefit the economy of the State and provide employment for North Dakota citizens; and

WHEREAS, Senator Young was instrumental in convincing the first four major industries to locate plants in North Dakota; and

WHEREAS, day by day, Senator Young fights for our State as he works for the Nation, as the most powerful Senator North Dakota has ever had; and

WHEREAS, Senator Young is a former member of the North Dakota State Senate and the North Dakota House of Representatives;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Forty-third Legislative Assembly heartily commend Senator Milton R. Young for his many years of devoted service to North Dakota, and that it join with the many North Dakotans who will honor Senator Young at the statewide Lincoln Day dinner in Bismarck; and

BE IT FURTHER RESOLVED, that the Secretary of State send an enrolled copy of this resolution to Senator Milton R. Young.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4032. A concurrent resolution commending Senator Milton R. Young for his service to North Dakota.

Was read the second time.

Senate Concurrent Resolution No. 4032 was adopted on a voice vote.

MOTIONS

Rep. Kingsbury moved that the House reconsider its action by which Senate Bill No. 2308 was passed, which motion prevailed.

Rep. Kingsbury moved that Senate Bill No. 2308 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2308. A Bill for an Act to provide that the name of the department of accounts and purchases be changed to the department of administration; and to amend and reenact chapter 54-44, and sections 54-44.1-02, 54-44.1-11, and 54-44.2-01 of the North Dakota Century Code, relating to changing the name of the department of accounts and purchases to the department of administration.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 15; nays, 83; absent and not voting, 4.

Those voting in the affirmative were:

Backes	Gengler	Johnson, H.	Miedema
Eagles	Hentges	Langley	Solberg
Fleming	Hilleboe	Laughlin	Tinjum
Garnas	Jacobson	Linderman	

Those voting in the negative were:

Atkinson	Hausauer, L.	Lodoen	Rivinius
Austin	Hendrickson	Lundene	Royse
Backlin	Hensrud	McGauvran	Rued
Bassingthwaite	Herman	Marsden	Rundle
Berg	Hickle	Martinson	Schindler
Bridston	Hildebrand	Matheny	Scotfield
Christensen, H.	Jacob	Mertens	Stoltenow
Christensen, R.	Jaeger	Metzger	Stone

Dick	Jenkins	Meyer	Streibel
Dornacker	Johnson, K.	Murphy	Strinden
Erickson	Kermott	Nermyr	Thorsgard
Freborg	Kingsbury	Olin	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Weber
Gronneberg	LaGrave	Peterson	Welder
Grubb	Lang	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Lee	Reimers	Mr. Speaker
Hausauer, A.	Leibhan	Rice	

Absent and not voting:

Dotzenrod	Livingston	Timm	Watkins
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So the bill lost.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1074 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4 of the engrossed bill delete the words: "the use of artificial"

On page 1, line 5 delete the words "platforms and"

On page 1, line 17 delete the triple parentheses before and after the word "UNLAWFUL"

On page 1, line 18 insert triple parentheses before and after the word "— EXCEPTION"

On page 1, line 24 delete the following: ", **except while hunting**"

On page 2, line 1 delete everything before the period and also delete "**Such platform, scaffold,**"

On page 2 delete all of lines 2 through 7

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. 1191 has had the same under consideration and recommends that the same be amended as follows:

On page 4, line 34 delete the word "**nine**" and insert in lieu thereof the word "**five**"

On page 6, line 33 after the word "to" insert "**himself,**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Rivinius 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. 1217 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, delete the triple parentheses before and after the word "the"

On page 1, line 15, delete the triple parentheses before the word "of" and delete the triple parentheses after the word "dollars"

On page 1, line 16, delete everything before the comma

On page 2, line 4, delete the triple parentheses before the word "However"

On page 2, line 16, delete the triple parentheses after the period
And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HENSRUD, Chairman

Rep. 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 House Bill No. 1254 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 5, delete the word "transfers" and insert the following: "registration" and after the semi-colon, insert the following: "establishing a disposal fund; allowing storage of vehicles by collectors;"

On page 2, line 22, delete the words "to a unit of government or"

On page 2, line 24, following the numerals "39-04-43," insert the words: "and other motor vehicles to include parts car and special interest vehicles,"

On page 2, after line 34 insert the following:

5. "Collector" shall mean the owner of one or more special interest vehicles who collects, purchases, acquires, trades, or disposes of special interest vehicles or parts thereof for his own use in order to restore, preserve, and maintain a special interest vehicle or antique vehicle.
6. "Parts car" shall mean a motor vehicle generally in nonoperable condition which is owned by the collector to furnish parts to restore, preserve, and maintain a special interest vehicle or antique vehicle.
7. "Special interest vehicle" means a motor vehicle which is at least twenty years old and which has not been altered or modified from original manufacturers' specifications and, because of its historic interest, is being preserved by hobbyists."

On page 3, line 12, delete the words "for sale at public auction" and insert in lieu thereof: "for disposition and shall be disposed of to a scrap iron processor licensed under section 10 of this Act"

On page 3, line 23, after the word "lienholders" insert the words: "or secured parties"

On page 3, line 25, after the word "lienholders" insert the words: "or secured parties"

On page 3, line 32, after the word "lienholders" insert the words: "or secured parties"

On page 4, line 6, after the word "owner" insert the words: ", secured parties,"

On page 4, line 14, after the word "lienholder" insert the words: "or secured parties"

On page 4, line 21, after the word "vehicle" insert the words: "not more than seven model years of age"

On page 5, line 2, after the word "lienholder" insert the words: "or secured parties"

On page 5, line 14, delete the word "person" and insert in lieu thereof the words: "licensed scrap iron processor"

On page 5, line 17, after the period insert the following:

"Such contract may authorize the contracting scrap iron processor to pay to the owner of any abandoned motor vehicle an incentive payment for such vehicle if it is voluntarily surrendered and delivered to the scrap iron processor. For the purposes of this section, an owner of an abandoned motor vehicle shall include only a person who has owned and operated the vehicle for his personal or business use."

On page 5, line 18, delete the word "person" and insert in lieu thereof: "qualified scrap iron processor"

On page 5, line 23, delete the word "person" and insert in lieu thereof: "scrap iron processor"

On page 5, line 29, after the comma insert: "including incentive payments authorized and made under the contract,"

On page 6, line 3, delete the word "person" and insert in lieu thereof: "scrap iron processor"

On page 6, after line 4, insert the following new section:

"SECTION 11. ABANDONED MOTOR VEHICLE DISPOSAL FUND.) There is hereby established in the state treasury a special fund which shall be known as the abandoned motor vehicle disposal fund. Any monies in such fund shall be dedicated to the purposes expressed in this Act."

On page 6, delete all of lines 5 through 34 and insert in lieu thereof the following new section:

"SECTION 12. TAX ON MOTOR VEHICLE REGISTRATIONS.) There is hereby imposed a tax of three dollars on each initial North Dakota Certificate of Title issued to a passenger motor vehicle or a truck motor vehicle. The proceeds of such tax shall be paid into the abandoned motor vehicle disposal fund in the state treasury. Any monies collected under the provisions of this Act, not appropriated under Section 14 hereof, shall remain in the abandoned motor vehicle fund in the state treasury. No registration plates or title certificate shall be issued unless such tax is paid."

On page 7, line 22, insert beginning triple parentheses before the first word "by" and ending triple parentheses after the word "sale"

On page 7, line 23, after the word "sold" insert the words: "or disposed of"

On page 7, after line 27 insert the following:

"SECTION 14. STORAGE OF VEHICLES BY COLLECTOR — LIMITATIONS.) A collector may store unlicensed, operable or inoperable, vehicles and parts cars on his property provided the vehicles and parts cars and the outdoor storage area are maintained in such a manner that they do not constitute a health hazard and are screened from ordinary public view by means of a fence, trees, shrubbery, or other appropriate means."

On page 7, line 31, delete the words "general fund" and insert in lieu thereof the words: "abandoned motor vehicle disposal fund"

On page 8, following line 3, insert the following paragraph:

"There is further appropriated out of any monies in the abandoned motor vehicle disposal fund in the state treasury, not otherwise appropriated, the sum of \$9,000.00, or so much thereof as may be necessary, to the motor vehicle registrar, for the purpose of defraying the cost of collection of the tax imposed by this Act, for the biennium beginning July 1, 1973 and ending June 30, 1975."

And renumber the lines, pages, and sections accordingly.

And when so amended it be re-referred to the Committee on Appropriations.

REP. HENSRUD, Chairman

Rep. Garnas 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. 1259 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the word "advertising" and insert in lieu thereof the word "posting"

On page 1, line 17, delete the beginning triple parentheses before the comma

On page 1, line 21, delete the ending triple parentheses after the word "compounds"

On page 2, line 6, delete "and"

On page 2, line 9, after the semicolon insert "and"

On page 2, following line 9, insert the following new subdivisions:

"i. Does not post a prescription drug price disclosure list.

This list shall:

- (1) **Contain, in alphabetical order, at least fifty of the pharmacy's most commonly dispensed drugs exclusive of controlled substances;**
- (2) **Indicate the drug manufacturer;**
- (3) **Indicate equivalent generic names, if any, for all brand names;**
- (4) **Contain different brands of the same generic group, with such multiple listing considered as the listing of one drug; and**
- (5) **Be printed in a size of type and posted in such a manner as to be completely legible to the average customer."**

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, 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 House Bill No. 1280 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Martinson 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. 1295 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14 delete the word "twenty" and insert in lieu thereof the word "forty"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LANG, Chairman

Rep. Hildebrand 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. 1327 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Olson 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. 1344 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 1 delete the triple parentheses before and after the word "three"

On page 2, line 2 delete the word "six"

On page 2, line 7 delete the word "six" and insert in lieu thereof the word "three"

On page 2, line 26 delete the word "six" and insert in lieu thereof the word "three"

On page 2, line 35 delete the word "six" and insert in lieu thereof the word "three"

On page 3, line 1 delete the triple parentheses before the number "21"

On page 3, line 2 place beginning triple parentheses before the word "five" and place ending triple parentheses after the word "hundred" and insert in lieu thereof the words "two thousand"

On page 3, line 4 delete the triple parentheses after the semicolon.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LANG, Chairman

Rep. Lodoen 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. 1352 has had the same under consideration and recommends that the same be amended as follows:

On page 4, line 7 delete the words "not exceed the average" and insert in lieu thereof the words "be uniform with the" and after the word "of" insert the word "adjoining"

On page 4, line 8 delete the words "in adjoining townships"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LANG, Chairman

Rep. Hildebrand 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. 1363 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 19, insert beginning triple parentheses before the word "in" and ending triple parentheses after the word "of" and insert in lieu thereof the words "at least twice"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Hendrickson 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. 1372 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 8 delete the words "a majority" and insert in lieu thereof the words "sixty percent"

On page 1, line 9 delete the word "vote"

On page 1, line 16 after the period insert the following: "Such levy may be discontinued at the discretion of the county commissioners; or, upon petition of five percent of the qualified electors of such county, the question of discontinuance of the levy shall be submitted to the electors of the county at any regular or special election and, upon a favorable vote of sixty percent of the electors voting, such levy shall be discontinued."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LANG, 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 House Bill No. 1430 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 18, after the word "tariffs," insert the word "and"
 On page 1, line 19, delete the words "and proof of insurance."
 And renumber the lines and pages accordingly.
 And when so amended recommends the same do pass.

REP. HENSRUD, Chairman

Rep. 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. 1447 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15 delete the words "a majority" and insert in lieu thereof the words "sixty percent"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LANG, 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. 1492 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Kloubec 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. 1501 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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. 1503 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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 Bill No. 1517 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21, after the word "school", insert the words "and is a licensed practicing physician"

On page 1, line 23, after the word "board", insert the words "upon showing of good character"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Laske 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. 1521 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 Political Subdivisions to whom was referred House Bill No. 1530 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17 remove the triple parentheses before the word "the" and after the word "law" and delete the words "two mills"

On page 1, line 19 delete the word "This" and insert in lieu thereof the following: "When authorized to do so by sixty percent of the electors voting upon the question at a regular or special election in any county, the county commissioners may levy and collect a property tax of not more than two mills on each dollar of the assessed valuation of all taxable property in the county for the improvement of highways, which"

On page 1, line 21 after the period insert the following: "The levy pursuant to such an election may be discontinued at the discretion of the county commissioners; or, upon petition of five percent of the qualified electors of such county, the question of discontinuance of the levy shall be submitted to the electors of the county at any regular or special election and, upon a favorable vote of sixty percent of the electors voting, such levy shall be discontinued."

On page 2, line 20 delete the beginning triple parentheses before the comma

On page 2, line 21 delete the triple parentheses after the word "purposes"

On page 3, line 20 after the word "purposes" insert the following: "pursuant to the election provisions of"

On page 3, line 21 delete the word "under"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LANG, 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 House Concurrent Resolution No. 3032 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, 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 Concurrent Resolution No. 3034 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 8, delete the words "three and five-tenths miles" and insert "thirty-five hundredths of a mile" in lieu thereof

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Olson 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. 3036 has had the same under consideration and recommends that the same do pass.

REP. HENSRUD, Chairman

Rep. Rued 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. 3038 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. HENSRUD, Chairman

Rep. Gengler moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3038 was re-referred to the Legislative Council Resolutions Committee.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Lynn Aas, and Rep. Aas was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1303 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Kloubec moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1303 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1365 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Marsden moved that the report be adopted, which motion prevailed.

House Bill No. 1365 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1383 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1383 was indefinitely postponed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1387 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Laske moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1387 was indefinitely postponed.

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, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1427 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1476 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Marsden moved that the report be adopted, which motion prevailed.

House Bill No. 1476 was indefinitely postponed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 1523 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.

House Bill No. 1523 was indefinitely postponed.

SECOND READING OF HOUSE BILLS

House Bill No. 1300. A Bill for an Act to amend and reenact sections 58-04-10, 58-05-02, and 58-05-18 of the North Dakota Century Code, relating to the appointment of township assessors; and to repeal section 58-09-01 of the North Dakota Century Code, relating to the requirement that township assessors be electors and owners of property in their township.

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, 38; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hensrud	Lang	Rivinius
Austin	Hentges	Larson	Royse
Berg	Herman	Lee	Rundle
Bridston	Hickle	Lodoen	Schindler
Christensen, R.	Hildebrand	Marsden	Scofield
Dornacker	Hilleboe	Martinson	Solberg
Dotzenrod	Jacob	Mertens	Stone
Eagles	Jenkins	Metzger	Streibel
Froeber	Johnson, K.	Meyer	Strinden
Ganser	Kermott	Olin	Tweten
Garnas	Kingsbury	Poyzer	Wilkie
Grubb	Kloubec	Rau	Winge
Hartl	Knudson	Raymond	Winkjer
Haugland	Kretschmar	Reimers	Mr. Speaker
Hendrickson	LaGrave	Rice	

Those voting in the negative were:

Backes	Gronneberg	Linderman	Peterson
Backlin	Gunderson	Lundene	Rued
Bassingthwaite	Hausauer, A.	McGauvran	Stoltenow
Christensen, H.	Jacobson	Matheny	Thorsgard
Dick	Jaeger	Murphy	Tinjum
Erickson	Johnson, H.	Nermyr	Vander Vorst
Fleming	Langley	Olson	Wagner
Freborg	Laske	Opedahl	Weber
Gackle	Laughlin	Orange	Welder
Gengler	Leibhan		

Absent and not voting:

Hausauer, L.	Miedema	Timm	Watkins
Livingston			

So the bill passed and the title was agreed to.

House Bill No. 1323. A Bill for an Act to require the state to pay the costs of statewide special 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, 96; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Reimers
Austin	Haugland	Laske	Rice
Backes	Hausauer, A.	Laughlin	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hentges	Lodoen	Rundle
Bridston	Herman	Lundene	Schindler

Christensen, H.	Hickle	McGauvran	Scotfield
Christensen, R.	Hildebrand	Marsden	Solberg
Dick	Hilleboe	Martinson	Stoltenow
Dornacker	Jacob	Matheny	Stone
Dotzenrod	Jacobson	Mertens	Streibel
Eagles	Jaeger	Metzger	Strinden
Erickson	Jenkins	Meyer	Thorsgard
Fleming	Johnson, H.	Miedema	Tinjum
Freborg	Johnson, K.	Nermyr	Tweten
Froeber	Kermott	Olin	Vander Vorst
Gackle	Kingsbury	Olson	Wagner
Ganser	Kloubec	Opedahl	Weber
Garnas	Knudson	Orange	Welder
Gengler	Kretschmar	Peterson	Wilkie
Gronneberg	LaGrave	Poyzer	Winge
Grubb	Lang	Rau	Winkjer
Gunderson	Langley	Raymond	Mr. Speaker

Those voting in the negative were:

Murphy

Absent and not voting:

Hausauer, L.	Livingston	Timm	Watkins
Lee			

So the bill passed and the title was agreed to.

House Bill No. 1331. A Bill for an Act to amend and reenact section 60-02-17 of the North Dakota Century Code, relating to grain and seed warehouses, and regulations covering redelivery charges for all grain.

Which has been read.

Rep. Langley requested that he be excused from voting on House Bill No. 1331 because of a personal interest.

Rep. Strinden moved that all those with a personal interest in House Bill No. 1331 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, 59; nays, 40; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Larson	Rivinius
Backlin	Hendrickson	Lundene	Royce
Bridston	Hensrud	Martinson	Rundle
Christensen, R.	Hentges	Matheny	Scotfield
Dornacker	Herman	Mertens	Solberg
Dotzenrod	Hickle	Miedema	Stoltenow
Eagles	Hildebrand	Murphy	Stone
Erickson	Hilleboe	Olin	Streibel
Fleming	Jacob	Opedahl	Strinden
Ganser	Jaeger	Orange	Tinjum
Garnas	Jenkins	Peterson	Vander Vorst
Gengler	Johnson, K.	Poyzer	Wagner
Gunderson	Kermott	Rau	Winkjer
Hartl	Kloubec	Raymond	Mr. Speaker
Haugland	LaGrave	Reimers	

Those voting in the negative were:

Austin	Grubb	Laughlin	Olson
Backes	Hausauer, A.	Lee	Rice
Bassingthwaite	Jacobson	Leibhan	Rued
Berg	Johnson, H.	Linderman	Schindler
Christensen, H.	Kingsbury	Lodoen	Thorsgard
Dick	Knudson	McGauvran	Tweten
Freborg	Kretschmar	Marsden	Weber
Froeber	Lang	Metzger	Welder

Gackle	Langley	Meyer	Wilkie
Gronneberg	Laske	Nermyr	Winge

Absent and not voting:
 Livingston Timm Watkins

So the bill passed and the title was agreed to.

House Bill No. 1333. A Bill for an Act to amend and reenact section 60-02-17 of the North Dakota Century Code, relating to grain and seed warehouses, and various warehouse regulations governing charges for storage.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 36; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Haugland	LaGrave	Rau
Atkinson	Hausauer, L.	Lang	Raymond
Backlin	Hendrickson	Larson	Reimers
Bridston	Hensrud	Laske	Royse
Christensen, H.	Hentges	Leibhan	Scotfield
Dick	Herman	Lodoen	Solberg
Dornacker	Hickle	Lundene	Stoltenow
Dotzenrod	Hilleboe	Martinson	Streibel
Eagles	Jacob	Matheny	Strinden
Erickson	Jacobson	Mertens	Thorsgard
Freborg	Jaeger	Miedema	Tinjum
Froeber	Jenkins	Olin	Tweten
Ganser	Johnson, K.	Olson	Vander Vorst
Garnas	Kermott	Orange	Winkjer
Gengler	Kloubec	Peterson	Mr. Speaker
Gunderson	Knudson	Poyzer	

Those voting in the negative were:

Backes	Hausauer, A.	McGauvran	Rued
Bassingthwaite	Hildebrand	Marsden	Rundle
Berg	Johnson, H.	Metzger	Schindler
Christensen, R.	Kingsbury	Meyer	Stone
Fleming	Kretschmar	Murphy	Wagner
Gackle	Langley	Nermyr	Weber
Gronneberg	Laughlin	Opedahl	Welder
Grubb	Lee	Rice	Wilkie
Hartl	Linderman	Rivinius	Winge

Absent and not voting:
 Livingston Timm Watkins

So the bill passed and the title was agreed to.

House Bill No. 1350. A Bill for an Act to provide for a special education levy in school districts.

Which has been read.

Rep. Hilleboe requested unanimous consent to amend House Bill No. 1350 on the floor, which request was not granted.

Rep. Hilleboe moved that House Bill No. 1350 be re-referred to the Committee on Education, which motion prevailed on a division vote.

REPORTS OF STANDING COMMITTEES

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 2, line 4, delete the numerals "158,566" and insert in lieu thereof the numerals "203,566"

On page 2, line 5, delete the numerals "338,520" and insert in lieu thereof the numerals "533,710"

On page 2, line 6, delete the numerals "25,271" and insert in lieu thereof the numerals "48,450"

On page 2, line 7, delete the numerals "2,000" and insert in lieu thereof the numerals "5,000"

On page 2, line 8, delete the numerals "32,000" and insert in lieu thereof the numerals "132,000"

On page 2, line 9, delete the numerals "3,000" and insert in lieu thereof the numerals "53,000"

On page 2, delete line 10.

On page 2, line 12, delete the numerals "673,757" and insert in lieu thereof the numerals "980,726"

On page 2, after line 20, insert the following line:

"Multipurpose building 600,000"

On page 2, line 22, delete the numerals "758,584" and insert in lieu thereof the numerals "1,353,584"

On page 2, line 23, delete the numerals "533,584" and insert in lieu thereof the numerals "933,584"

On page 2, line 24, delete the numerals "225,000" and insert in lieu thereof the numerals "425,000"

On page 2, line 28, delete the numerals "130,991" and insert in lieu thereof the numerals "68,848"

On page 2, line 29, delete the numerals "75,490" and insert in lieu thereof the numerals "137,633"

On page 2, line 33, delete the numerals "54,143" and insert in lieu thereof the numerals "137,633"

On page 2, line 34, delete the numerals "172,588" and insert in lieu thereof the numerals "89,098"

On page 2, line 35, delete the numerals "54,143" and insert in lieu thereof the numerals "137,633"

On page 3, line 2, delete the numerals "680,666" and insert in lieu thereof the numerals "797,176"

On page 3, line 3, delete the numerals "1,261,484" and insert in lieu thereof the numerals "2,051,943"

On page 3, line 4, delete the numerals "1,942,150" and insert in lieu thereof the numerals "2,849,119"

On page 3, after line 19, insert the following:

"SECTION 4. STATE FAIR ASSOCIATION - INTENT.) The multipurpose building, to be constructed by the state fair association at a cost of six hundred thousand dollars, shall not be constructed unless four hundred thousand dollars in private contributions and other sources have first been deposited with the state fair association."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The Wheat Commission appropriation was increased in the area of salaries and wages to provide for one additional staff man and secretarial help. The fees and services are increased to expand studies looking for practical solutions to marketing problems while the supplies and materials are increased to correspond with increases in additional staff and studies. An additional \$100,000 for rates studies was allowed along with an increase in \$50,000 to participate in an NDSU study of the nutritional value of hard spring wheat. The State Fair Association appropriation was increased by \$400,000 in private contributions and other sources, and \$200,000 in state funds to build a multipurpose building on the fair grounds. The Upper Great Plains Transportation Institute estimated income was increased to reflect additional moneys available from the Wheat Commission.

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 House Bill No. 1131 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.

Rep. Streibel moved the absent member 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 9, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. Carl Perry, Pastor, Assembly of God Church, Bismarck.

Roll was called, and all members were present except Reps. Livingston, Timm and Watkins.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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:

Page 555, delete lines 7 and 8, and insert in lieu thereof "TWENTY-SEVENTH DAY AFTER RECESS AND TWENTY-EIGHTH DAY"

Page 562, line 33 delete "NINTH" and insert in lieu thereof "EIGHTH"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Tinjum moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1395. A Bill for an Act to provide for an environmental impact analysis from federal agencies prior to their acquisition of land in 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, 77; nays, 19; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Grubb	Lee	Rivinius
Austin	Gunderson	Linderman	Royse
Backes	Hausauer, A.	Lodoen	Schindler
Backlin	Hausauer, L.	Lundene	Scofield
Bassingthwaite	Herman	McGauvran	Solberg
Berg	Hildebrand	Marsden	Stoltenow
Bridston	Jacob	Martinson	Stone
Christensen, H.	Jacobson	Matheny	Streibel
Christensen, R.	Jenkins	Mertens	Strinden
Dick	Johnson, H.	Metzger	Thorsgard
Dornacker	Kermott	Miedema	Tinjum
Dotzenrod	Kingsbury	Murphy	Tweten
Eagles	Kloubec	Nermyr	Vander Vorst
Fleming	Knudson	Olin	Wagner

Freborg	LaGrave	Opedahl	Weber
Froeber	Lang	Orange	Wilkie
Gackle	Langley	Peterson	Winge
Ganser	Larson	Raymond	Winkjer
Gengler	Laughlin	Reimers	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Erickson	Hentges	Laske	Rau
Garnas	Hickle	Leibhan	Rice
Hartl	Jaeger	Meyer	Rued
Haugland	Johnson, K.	Olson	Rundle
Hendrickson	Kretschmar	Poyzer	

Absent and not voting:

Hensrud	Livingston	Watkins	Welder
Hilleboe	Timm		

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker 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.

SECOND READING OF HOUSE BILLS

House Bill No. 1457. A Bill for an Act to amend and reenact section 23-15-01 of the North Dakota Century Code, relating to the definition of fireworks and sales thereof, and providing for 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, 40; nays, 58; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Knudson	Rau
Austin	Hendrickson	Kretschmar	Raymond
Bridston	Hentges	LaGrave	Reimers
Dornacker	Hickle	Larson	Royse
Eagles	Hildebrand	Lodoen	Stone
Froeber	Hilleboe	Lundene	Streibel
Ganser	Jacob	Miedema	Strinden
Garnas	Jenkins	Olin	Winge
Gengler	Johnson, H.	Orange	Winkjer
Haugland	Kloubec	Poyzer	Mr. Speaker

Those voting in the negative were:

Backes	Hartl	McGauvran	Rued
Backlin	Hausauer, L.	Marsden	Rundle
Bassingthwaite	Hensrud	Martinson	Schindler
Berg	Jacobson	Matheny	Scotfield
Christensen, H.	Jaeger	Mertens	Solberg
Christensen, R.	Johnson, K.	Metzger	Stoltenow
Dick	Kermott	Meyer	Thorsgard
Dotzenrod	Kingsbury	Murphy	Tinjum
Erickson	Lang	Nermyr	Tweten
Fleming	Langley	Olson	Vander Vorst
Freborg	Laske	Opedahl	Wagner
Gackle	Laughlin	Peterson	Weber
Gronneberg	Lee	Rice	Welder
Grubb	Leibhan	Rivinius	Wilkie
Gunderson	Linderman		

Absent and not voting:

Herman	Livingston	Timm	Watkins
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So the bill lost.

House Bill No. 1465. A Bill for an Act to amend and reenact sections 57-02-33, 58-04-10, and 58-09-02 of the North Dakota Century Code, relating to the appointment of the township assessor by the township supervisors and the district assessor to be appointed by the board of county commissioners for a four-year term; and to repeal section 58-09-01 of the North Dakota Century Code, relating to the qualifications of a township assessor.

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, 7; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Rau
Austin	Hausauer, A.	Laske	Raymond
Backes	Hausauer, L.	Lee	Reimers
Backlin	Hendrickson	Leibhan	Rice
Bassingthwaite	Hensrud	Linderman	Rivinius
Berg	Hentges	Lodoen	Royse
Bridston	Hickle	Lundene	Rued
Christensen, H.	Hildebrand	McGauvran	Rundle
Dick	Hilleboe	Marsden	Schindler
Dornacker	Jacob	Martinson	Scotfield
Dotzenrod	Jacobson	Matheny	Solberg
Eagles	Jenkins	Mertens	Stone
Erickson	Johnson, H.	Metzger	Streibel
Fleming	Johnson, K.	Meyer	Strinden
Freborg	Kermott	Miedema	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Wilkie
Gengler	LaGrave	Orange	Winge
Gronneberg	Lang	Peterson	Winkjer
Grubb	Langley	Poyzer	Mr. Speaker
Gunderson			

Those voting in the negative were:

Christensen, R.	Jaeger	Murphy	Thorsgard
Hartl	Laughlin	Stoltenow	

Absent and not voting:

Herman	Timm	Weber	Welder
Livingston	Watkins		

So the bill passed and the title was agreed to.

House Bill No. 1483. A Bill for an Act to amend and reenact section 31-01-16 of the North Dakota Century Code, providing for payment of mileage to a witness in a criminal action.

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, 3; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Raymond
Austin	Haugland	Laughlin	Reimers
Backes	Hausauer, A.	Lee	Rice
Backlin	Hausauer, L.	Linderman	Rivinius
Bassingthwaite	Hendrickson	Lodoen	Royse
Berg	Hensrud	Lundene	Rued
Bridston	Hentges	McGauvran	Rundle
Christensen, H.	Hickle	Marsden	Schindler
Christensen, R.	Hilleboe	Martinson	Scotfield
Dick	Jacob	Matheny	Solberg
Dornacker	Jacobson	Mertens	Stoltenow

Dotzenrod	Jaeger	Metzger	Stone
Eagles	Jenkins	Meyer	Streibel
Erickson	Johnson, H.	Miedema	Strinden
Fleming	Johnson, K.	Murphy	Thorsgard
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Wagner
Garnas	LaGrave	Orange	Wilkie
Gengler	Lang	Peterson	Winge
Gronneberg	Langley	Poyzer	Winkjer
Grubb	Larson	Rau	Mr. Speaker
Gunderson			

Those voting in the negative were:

Hildebrand	Kingsbury	Leibhan
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Absent and not voting:

Herman	Timm	Weber	Welder
Livingston	Watkins		

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2246. A Bill for an Act to repeal subsection 5 of section 20.1-03-04 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to hunting and fishing without a license by military personnel, during the open season in a time of war.

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, 8.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rau
Austin	Haugland	Laughlin	Raymond
Backes	Hausauer, A.	Lee	Reimers
Backlin	Hausauer, L.	Leibhan	Rice
Bassingthwaite	Hendrickson	Linderman	Rivinius
Berg	Hensrud	Lodoen	Royse
Bridston	Hentges	Lundene	Rued
Christensen, H.	Hickle	McGauvran	Rundle
Christensen, R.	Hildebrand	Marsden	Schindler
Dick	Hilleboe	Martinson	Scofield
Dornacker	Jacobson	Matheny	Solberg
Dotzenrod	Jaeger	Mertens	Stoltenow
Eagles	Jenkins	Metzger	Stone
Erickson	Johnson, H.	Meyer	Streibel
Fleming	Johnson, K.	Miedema	Thorsgard
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Wilkie
Gengler	LaGrave	Orange	Winge
Gronneberg	Lang	Peterson	Winkjer
Grubb	Langley	Poyzer	Mr. Speaker
Gunderson	Larson		

Absent and not voting:

Herman	Livingston	Timm	Weber
Jacob	Strinden	Watkins	Welder

So the bill passed and the title was agreed to.

Senate Bill No. 2255. 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, 94; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Raymond
Austin	Haugland	Laughlin	Reimers
Backes	Hausauer, A.	Lee	Rice
Backlin	Hausauer, L.	Leibhan	Rivinius
Bassingthwaite	Hendrickson	Linderman	Royse
Berg	Hensrud	Lodoen	Rued
Bridston	Hentges	Lundene	Rundle
Christensen, H.	Hickle	McGauvran	Schindler
Christensen, R.	Hildebrand	Marsden	Scofield
Dick	Hilleboe	Martinson	Solberg
Dornacker	Jacobson	Matheny	Stoltenow
Dotzenrod	Jaeger	Mertens	Stone
Eagles	Jenkins	Metzger	Streibel
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Wilkie
Gengler	LaGrave	Peterson	Winge
Gronneberg	Lang	Poyzer	Winkjer
Grubb	Langley	Rau	Mr. Speaker
Gunderson	Larson		

Absent and not voting:

Herman	Livingston	Strinden	Watkins
Jacob	Miedema	Timm	Welder

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Hilleboe moved that the House concur in the Senate amendments to House Bill No. 1195, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended, and House Bill No. 1195 be deemed properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1195. A Bill for an Act to amend and reenact section 12-48-03.1 of the North Dakota Century Code, relating to the establishment, or discontinuance of prison industries.

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, 8.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Raymond
Austin	Haugland	Lee	Reimers
Backes	Hausauer, A.	Leibhan	Rice
Backlin	Hausauer, L.	Linderman	Rivinius
Bassingthwaite	Hendrickson	Lodoen	Royse
Berg	Hensrud	Lundene	Rued
Bridston	Hentges	McGauvran	Rundle
Christensen, H.	Hildebrand	Marsden	Schindler

Christensen, R.	Hilleboe	Martinson	Scotfield
Dick	Jacobson	Matheny	Solberg
Dornacker	Jaeger	Mertens	Stoltenow
Dotzenrod	Jenkins	Metzger	Stone
Eagles	Johnson, H.	Meyer	Streibel
Erickson	Johnson, K.	Miedema	Thorsgard
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Wilkie
Gengler	Lang	Peterson	Winge
Gronneberg	Langley	Poyzer	Winkjer
Grubb	Larson	Rau	Mr. Speaker
Gunderson	Laske		

Absent and not voting:

Herman	Jacob	Strinden	Watkins
Hickle	Livingston	Timm	Welder

So the bill passed 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. 1025

House Bill No. 1059

House Bill No. 1082

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGES TO THE SENATE**House Chamber**

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 1195.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1084

House Bill No. 1212

House Bill No. 1227

House Bill No. 1320

House Bill No. 1357

House Bill No. 1405

House Bill No. 1515

House Bill No. 1520

House Bill No. 1526

House Concurrent Resolution No. 3037

House Concurrent Resolution No. 3039

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2016

Senate Bill No. 2066

Senate Bill No. 2079

Senate Bill No. 2206

Senate Bill No. 2221

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1008
House Concurrent Resolution 3041
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:
Senate Bill No. 2008
Senate Bill No. 2159
Senate Bill No. 2207
Senate Bill No. 2209
Senate Bill No. 2216
Senate Bill No. 2223
Senate Bill No. 2294
Senate Bill No. 2300
Senate Bill No. 2356

Which the Senate has passed and your favorable consideration
is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:00
p.m., Monday, February 12, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



TWENTY-NINTH DAY AFTER RECESS
AND THIRTIETH DAY

Bismarck, February 12, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2021
Senate Bill No. 2024
Senate Bill No. 2064
Senate Bill No. 2084
Senate Bill No. 2094
Senate Bill No. 2166

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 Bill No. 2021
Senate Bill No. 2024
Senate Bill No. 2064
Senate Bill No. 2084
Senate Bill No. 2094
Senate Bill No. 2166

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. 1025
House Bill No. 1059
House Bill No. 1082

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1025
House Bill No. 1059
House Bill No. 1082

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2021

Senate Bill No. 2024

Senate Bill No. 2064

Senate Bill No. 2084

Senate Bill No. 2094

Senate Bill No. 2166

Which the Speaker has signed.

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. 1152

House Bill No. 1175

House Bill No. 1291

House Bill No. 1314

House Bill No. 1386

House Bill No. 1420

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Laughlin moved that the report be adopted, which motion prevailed and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Peterson has moved that the amendments to House Bill No. 1011 as recommended by the Committee on Appropriations as printed on pages 591 and 592 of the House Journal be adopted, which motion prevailed.

Rep. Metzger has moved that the amendments to House Bill No. 1074 as recommended by the Committee on Natural Resources as printed on page 581 of the House Journal be adopted, which motion prevailed.

Rep. Rivinius has moved that the amendments to House Bill No. 1191 as recommended by the Committee on Natural Resources as printed on page 581 of the House Journal be adopted, which motion prevailed.

Rep. Erickson has moved that the amendments to House Bill No. 1217 as recommended by the Committee on Transportation as printed on pages 581 and 582 of the House Journal be adopted, which motion prevailed.

Rep. Garnas has moved that the amendments to House Bill No. 1254 as recommended by the Committee on Transportation as printed on pages 582 and 583 of the House Journal be adopted, which motion prevailed. House Bill No. 1254 was re-referred to the Committee on appropriations.

Rep. Strinden has moved that the amendments to House Bill No. 1259 as recommended by the Committee on Industry, Business and Labor as printed on pages 583 and 584 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Strinden moved that the House reconsider its action by which it adopted the amendments to House Bill No. 1259, which motion prevailed.

Rep. Strinden moved that House Bill No. 1259 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Hildebrand has moved that the amendments to House Bill

No. 1295 as recommended by the Committee on Political Subdivisions as printed on page 584 of the House Journal be adopted, which motion prevailed.

Rep. Lodoen has moved that the amendments to House Bill No. 1344 as recommended by the Committee on Political Subdivisions as printed on pages 584 and 585 of the House Journal be adopted, which motion prevailed.

Rep. Hildebrand has moved that the amendments to House Bill No. 1352 as recommended by the Committee on Political Subdivisions as printed on page 585 of the House Journal be adopted, which motion prevailed.

Rep. Hendrickson has moved that the amendments to House Bill No. 1363 as recommended by the Committee on Social Welfare as printed on page 585 of the House Journal be adopted, which motion prevailed.

Rep. Strinden has moved that the amendments to House Bill No. 1372 as recommended by the Committee on Social Welfare as printed on page 585 of the House Journal be adopted, which motion prevailed.

Rep. Erickson has moved that the amendments to House Bill No. 1430 as recommended by the Committee on Transportation as printed on page 586 of the House Journal be adopted, which motion prevailed.

Rep. Strinden has moved that the amendments to House Bill No. 1447 as recommended by the Committee on Political Subdivisions as printed on page 586 of the House Journal be adopted, which motion prevailed.

Rep. Laske has moved that the amendments to House Bill No. 1517 as recommended by the Committee on Social Welfare as printed on page 586 of the House Journal be adopted, which motion prevailed.

Rep. Strinden has moved that the amendments to House Bill No. 1530 as recommended by the Committee on Political Subdivisions as printed on page 587 of the House Journal be adopted, which motion prevailed.

Rep. Olson has moved that the amendments to House Concurrent Resolution No. 3034 as recommended by the Committee on Agriculture as printed on page 587 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Herman moved that House Bill No. 1471 be returned to the House from the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Herman requested permission to withdraw House Bill No. 1471. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

House Bill No. 1131. A Bill for an Act providing an appropriation to the national guard for recruiting and strength maintenance 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, 95; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Linderman	Rued
Backlin	Hensrud	Livingston	Rundle

Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Christensen, R.	Hickle	McGauvran	Solberg
Dick	Hildebrand	Marsden	Stone
Dornacker	Hilleboe	Martinson	Streibel
Dotzenrod	Jacob	Matheny	Strinden
Eagles	Jacobson	Mertens	Thorsgard
Erickson	Jenkins	Metzger	Timm
Fleming	Johnson, H.	Meyer	Tinjum
Freborg	Johnson, K.	Miedema	Tweten
Froeber	Kermott	Murphy	Vander Vorst
Gackle	Kloubec	Nermyr	Wagner
Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Olson	Weber
Gengler	LaGrave	Opedahl	Weider
Gronneberg	Lang	Orange	Wilkie
Grubb	Langley	Peterson	Winge
Gunderson	Larson	Poyzer	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland	Laughlin	Rice	

Those voting in the negative were:

Bridston	Jaeger	Kingsbury	Rau
Christensen, H.			

Absent and not voting:

Raymond	Stoltenow
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So the bill passed and the title was agreed to.

House Bill No. 1152. 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 re-enact sections 16-04-01, 16-04-02, 16-04-11, 16-04-20, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to primary elections.

Which has been read.

Rep. Scofield requested that he be excused from voting on House Bill 1152, because of a personal interest.

Rep. Streibel moved that Rep. Scofield be allowed to vote on House Bill No. 1152, 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, 55; nays, 47; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Royse
Austin	Hendrickson	Leibhan	Rundle
Backlin	Hentges	McGauvran	Schindler
Bassingthwaite	Herman	Marsden	Solberg
Bridston	Hickle	Martinson	Stone
Christensen, R.	Hildebrand	Matheny	Streibel
Dick	Jacob	Mertens	Strinden
Dornacker	Jaeger	Metzger	Tweten
Erickson	Jenkins	Murphy	Vander Vorst
Fleming	Johnson, K.	Nermyr	Wagner
Freborg	Kingsbury	Olson	Weider
Gackle	Knudson	Opedahl	Winkjer
Garnas	Kretschmar	Raymond	Mr. Speaker
Grubb	LaGrave	Rivinius	

Those voting in the negative were:

Backes	Hausauer, L.	Linderman	Rice
Berg	Hensrud	Livingston	Rued
Christensen, H.	Hilleboe	Lodoen	Scofield

Dotzenrod	Jacobson	Lundene	Stoltenow
Eagles	Johnson, H.	Meyer	Thorsgard
Froeber	Kermott	Miedema	Timm
Ganser	Kloubec	Olin	Tinjum
Gengler	Lang	Orange	Watkins
Gronneberg	Langley	Peterson	Weber
Gunderson	Larson	Poyzer	Wilkie
Hartl	Laughlin	Rau	Winge
Haugland	Lee	Reimers	

So the bill passed and the title was agreed to.

House Bill No. 1175. A Bill for an Act to amend and reenact sections 65-12-01, 65-12-02, 65-12-04, 65-12-04.1, 65-12-05, 65-12-06, 65-12-07, 65-12-08, 65-12-09, 65-12-10, and 65-12-11 of the North Dakota Century Code, relating to boiler inspector, definition of boiler, boiler inspections, data report, violations; 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, 87; nays, 15; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Hensrud	Linderman	Rundle
Austin	Hentges	Livingston	Schindler
Backes	Herman	Lodoen	Scofield
Backlin	Hickle	Marsden	Solberg
Bassingthwaite	Hildebrand	Martinson	Stoltenow
Berg	Hilleboe	Matheny	Stone
Bridston	Jacob	Mertens	Streibel
Christensen, R.	Jacobson	Metzger	Strinden
Dick	Jenkins	Meyer	Thorsgard
Dornacker	Johnson, K.	Miedema	Timm
Dotzenrod	Kermott	Nermyr	Tinjum
Eagles	Kloubec	Olin	Tweten
Fleming	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Wagner
Garnas	LaGrave	Orange	Watkins
Gengler	Lang	Peterson	Weber
Gronneberg	Langley	Rau	Welder
Gunderson	Larson	Raymond	Wilkie
Hartl	Laske	Reimers	Winge
Haugland	Laughlin	Rice	Winkjer
Hausauer, L.	Lee	Rivinius	Mr. Speaker
Hendrickson	Leibhan	Royse	

Those voting in the negative were:

Christensen, H.	Gackle	Johnson, H.	Murphy
Erickson	Grubb	Kingsbury	Poyzer
Freborg	Hausauer, A.	Lundene	Rued
Froeber	Jaeger	McGauvran	

So the bill passed and the title was agreed to.

House Bill No. 1280. A Bill for an Act to create and enact sections 39-06-30.1 and 39-06-42.1, and amend and reenact sections 39-06-42, 39-06-51, subsection 1 of section 39-08-01, and section 39-20-04 of the North Dakota Century Code, relating to penalty for driving while license suspended or revoked, moving traffic warnings by enforcement officials, driving under the influence of alcohol or drugs, revocation of driver's license for refusing to submit to chemical test to determine the alcohol content of the blood, recognizing military rules and regulations, and also tribal ordinances dealing with the operation of motor vehicles and giving specific authority to incorporated municipalities to enact ordi-

nances dealing with driving under suspension, cancellation and revocation of a driver's license.

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, 64; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Garnas	Linderman	Solberg
Austin	Hendrickson	Livingston	Stone
Backes	Hensrud	Lodoen	Timm
Backlin	Herman	Martinson	Tinjum
Bassingthwaite	Jenkins	Matheny	Watkins
Berg	Johnson, H.	Poyzer	Wagner
Eagles	Kloubec	Rau	Weber
Erickson	Knudson	Rued	Winge
Freborg	Langley	Scotfield	Mr. Speaker
Gackle	Larson		

Those voting in the negative were:

Bridston	Hausauer, L.	Lee	Raymond
Christensen, H.	Hentges	Leibhan	Reimers
Christensen, R.	Hickle	Lundene	Rice
Dick	Hildebrand	McGauvran	Rivinius
Dornacker	Hilleboe	Marsden	Royse
Dotzenrod	Jacob	Mertens	Rundle
Fleming	Jacobson	Metzger	Schindler
Froeber	Jaeger	Meyer	Stoltenow
Ganser	Johnson, K.	Miedema	Streibel
Gengler	Kermott	Murphy	Strinden
Gronneberg	Kingsbury	Nermyr	Thorsgard
Grubb	Kretschmar	Olin	Tweten
Gunderson	LaGrave	Olson	Vander Vorst
Hartl	Lang	Opedahl	Welder
Haugland	Laske	Orange	Wilkie
Hausauer, A.	Laughlin	Peterson	Winkjer

So the bill lost.

House Bill No. 1291. An Act to create and enact section 4-08-10.1 of the North Dakota Century Code, relating to premiums for boys' and girls' clubwork at county achievement days, and providing 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, 101; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse
Backlin	Hensrud	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scotfield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten

Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland			

Absent and not voting:
Larson

So the bill passed and the title was agreed to.

MOTION

Rep. K. Johnson requested unanimous consent to amend House Bill No. 1327, which request was granted.

Rep. K. Johnson moved that House Bill No. 1327 be amended as follows:

Page 3, line 33, delete the word "marekts" and insert in lieu thereof the word "markets"

Which motion prevailed.

Rep. K. Johnson moved that the rules be suspended, and that House Bill No. 1327 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1327. 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, 78; nays, 24; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Livingston	Rice
Austin	Hendrickson	Lodoen	Rivinius
Backes	Herman	Lundene	Royse
Backlin	Hickle	Marsden	Rued
Berg	Hildebrand	Martinson	Scotfield
Bridston	Hilleboe	Matheny	Stoltenow
Christensen, H.	Jacob	Mertens	Stone
Christensen, R.	Jenkins	Meyer	Streibel
Dick	Johnson, H.	Miedema	Strinden
Dornacker	Johnson, K.	Murphy	Thorsgard
Dotzenrod	Kermott	Nermyr	Timm
Eagles	Kloubec	Olin	Tweten
Erickson	Knudson	Olson	Wagner
Freborg	LaGrave	Orange	Watkins
Froeber	Lang	Peterson	Weber
Gackle	Langley	Poyzer	Welder
Ganser	Larson	Rau	Winge
Garnas	Laske	Raymond	Winkjer
Gunderson	Lee	Reimers	Mr. Speaker
Haugland	Linderman		

Those voting in the negative were:

Bassingthwaite	Hausauer, A.	Kretschmar	Rundle
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Fleming	Hensrud	Laughlin	Schindler
Gengler	Hentges	Leibhan	Solberg
Gronneberg	Jacobson	McGauvran	Tinjum
Grubb	Jaeger	Metzger	Vander Vorst
Hartl	Kingsbury	Opedahl	Wilkie

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1094 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, after the word and comma "job," insert the word "or", and after the word "incentive", delete the words ", or other"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 1205 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4, delete the numerals and comma "34-06-05," and delete the numerals and commas "34-06-09, 34-06-10, 34-06-12,"

On page 1, line 5, delete the numerals and comma "34-06-13,"

On page 1, line 7, after the word "standards", insert the following: ", records by employers, and recovery by underpaid employees"

On page 2, line 17, delete the word "and"

On page 2, line 22, delete the beginning triple parentheses before the semi-colon

On page 2, line 26, after the word "health", insert the following: **" provided, the minimum wages for employees subject to section 34-06-05.1 shall not be less than the minimum wage rate established by section 34-06-05.1"**

On page 2, line 29, delete the ending triple parentheses after the word "workers"

On page 2, delete lines 30 through 35

On page 3, delete lines 1 through 8

On page 3, line 15, delete the word "thirty" and insert in lieu thereof the word "twenty"

On page 3, line 16, delete the word "two"

On page 3, line 17, delete the word "dollars" and insert in lieu thereof the words "one dollar sixty cents", and after the period insert the following: **"The minimum wage rate established by this subsection shall not apply to any minor employed by an employer."**

On page 3, line 20, delete the comma after the word "board" and insert in lieu thereof the word "and", and after the word "lodging" delete the following: "gratuities, facilities,"

On page 3, line 21, delete the words, "services, and other special benefits"

On page 3, line 22, delete the word "used" and insert in lieu thereof the word "received", and after the word "employee" delete ", provided" and insert in lieu thereof an underscored period "

On page 3, delete lines 23 and 24

On page 3, line 26, delete the comma after the word "board" and insert in lieu thereof the word "and", and after the word "lodging" delete ", gratu-"

On page 3, delete line 27

On page 3, line 28, delete the word "benefits", and delete the word "used" and insert in lieu thereof the word "received"

On page 4, delete lines 15 through 35

On page 5, delete lines 1 through 35

On page 6, delete lines 1 through 35

On page 7, delete lines 1 through 9

On page 7, line 16, delete the beginning triple parentheses in front of the word "an", insert triple parentheses in front of the second word "of", and delete the word "a" and insert in lieu thereof the word "or"

And renumber the pages, sections, and lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Orange 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. 1338 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 1347 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 1368 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Olson 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. 1378 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete the word "repeal" and insert in lieu thereof the words "amend and reenact"

On page 1, delete lines 8 and 9 and insert in lieu thereof the following:

SECTION 1. AMENDMENT.) Section 19-05-12 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

19-05-12. NOTICE REQUIRED WHEN OLEOMARGARINE OR MARGARINE IS USED WHERE MEALS ARE SERVED.) The keeper or proprietor of any hotel, boardinghouse, restaurant, lunch counter, or other place where meals are served, who uses or serves for his guests as a substitute for butter any oleomargarine or margarine as defined in this chapter, shall print plainly and conspicuously on the bill of fare, if there is one, the words "oleomargarine ((used here))) served on request" or "margarine ((used here))) served on request". ((He also shall post conspicuously in different parts of each room where meals are served, and in places

where they can be easily seen and read, signs bearing the words "oleomargarine used here" or "margarine used here" in letters at least one inch high and at least one-half inch wide.))

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny 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. 1392 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 House Bill No. 1429 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Jacob 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. 1438 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Timm 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. 1459 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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 House Bill No. 1469 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 6, delete the word "and"

On page 1, line 7, after the word "penalty" insert the following: "and providing an appropriation"

On page 4, after line 17, insert the following new section:

"SECTION 14. APPROPRIATION.) There is hereby appropriated out of any moneys in the special fund known as the turkey fund in the state treasury, the sum of \$20,000.00 or so much thereof as may be necessary, to the poultry improvement board to carry out the provisions of this Act for the biennium beginning July 1, 1973, and ending June 30, 1975."

And renumber the lines accordingly.

And when so amended it be re-referred to the Committee on Appropriations.

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. 1474 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 6, delete the word "who" and insert in lieu thereof the word "of"

On page 2, line 7, delete the words "have become subscribers to"

On page 3, after line 33, insert the following "7. "Health council" means as provided by chapter 23-01 of the North Dakota Century Code."

On page 5, after line 25, insert the following: "j. Hospital licenses and hospital certificates of need if the health maintenance organization is to operate or construct a hospital facility."

On page 5, line 26, delete the "j" and insert the "k"

On page 9, line 28, delete the comma and words "and the" and insert in lieu thereof the words "and chapters 23-16, 23-17.1, 23-17.2, and 25-16 of the North Dakota Century Code. The"

On page 10, line 33, delete the word "subscribers" and insert in lieu thereof the word "enrollees"

On page 10, line 33, delete the word "sub-" and insert in lieu thereof the word "enrollees"

On page 10, line 34, delete the word "scribers"

On page 11, line 21, after the word "with" insert the words "and approved by", and also in line 21 delete the word "Such"

On page 11, delete lines 22 through 26

On page 12, line 6, delete the word "subscribers" and insert in lieu thereof the word "enrollees"

On page 12, line 9, delete the word "subscriber" and insert in lieu thereof the word "enrollee"

On page 12, line 12, delete the word "subscribers'" and insert in lieu thereof the word "enrollees"

On page 13, line 31, after the word "commissioner" insert the words: "shall, in circumstances wherein the quality of health care services of the health maintenance organization is in question, refer the determination thereof to the health council in accordance with its powers as provided by chapter 23-01 of the North Dakota Century Code, which shall within thirty days of such referral report to the commissioner in writing of its findings.

5. The commissioner"

On page 14, line 4, delete the word "/or"

On page 14, line 25, delete the number "5" and insert in lieu thereof the number "6"

On page 15, line 6, delete the word "or"

On page 15, line 9, following the semicolon, insert the following: "or

f. Been found by the commissioner to be unable to fulfill its obligations under outstanding health maintenance contracts entered into with its enrollees."

On page 15, line 20, delete the number "6" and insert in lieu thereof the number "7"

And renumber the lines and pages 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 Industry, Business and Labor to whom was referred House Bill No. 1487 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 1502 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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. 1510 has had the same under consideration and recommends that the same be amended as follows:

On page 1, delete all of line 19

On page 1, on line 20, delete everything before the "semi-colon"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, 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. 1513 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Lodoen 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. 1514 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete "sections 14-03-02 and" and insert in lieu thereof "section"

On page 1, line 4, delete "validity of marriage"

On page 1, line 5, delete "of persons over eighteen years of age and"

On page 1, line 11, underscore the remainder of the line following the number and period "1."

On page 1, underscore lines 12 through 19

On page 1, line 20, underscore the remainder of the line following the number and period "2."

On page 1, underscore lines 21 through 24

On page 2, underscore lines 1 through 6

On page 2, line 7, underscore the remainder of the line following the number and period "3."

On page 2, underscore lines 8 through 13

On page 2, line 14, underscore the remainder of the line following the number and period "4."

On page 2, underscore lines 15 through 17

On page 2, line 18, underscore the remainder of the line following the number and period "5."

On page 2, underscore lines 19 through 21

On page 2, line 22, underscore the entire line and after the word "judge" insert "with the advice and consent of the social service board of North Dakota"

On page 2, underscore lines 23 through 26

On page 2, line 27, underscore the remainder of the line following the number and period "6."

On page 2, underscore line 28

On page 2, line 29, delete "and the county" and underscore the entire line

On page 2, delete all of line 30 and insert in lieu thereof the word "in"

On page 2, underscore lines 31 and 32

On page 2, line 33, underscore the words "board of North Dakota" and delete the remainder of the line

On page 2, line 34, delete "departments of social service" and underscore the remainder of the line

On page 2, underscore line 35

On page 3, line 1, delete "boards" and insert in lieu thereof "board", and underscore the entire line

On page 3, underscore lines 2 and 3

On page 3, line 4, underscore all of the line following the number and period "7."

On page 3, underscore lines 5 through 12

On page 3, line 8, delete the word "a"

On page 3, delete line 9

On page 3, line 10, delete the word and comma "counseling,"

On page 3, delete lines 13 through 27

On page 3, line 28, delete the number "9" and insert in lieu thereof "8"

On page 4, line 8, delete the triple parentheses and delete "eighteen"

On page 4, line 10, delete the triple parentheses and delete "eighteen"

On page 4, line 18, after "counseling" insert "if required by section 2 of this Act"

And renumber the lines and pages 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 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. HERMAN, Chairman

Rep. Rued 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. 1531 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 3046 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.

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 12, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Fr. John Pfeifer, St. Anne's Catholic Church, Bismarck.

Roll was called, and all members were present except. Rep. Bassingthwaite.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the twenty-eighth day after recess and twenty-ninth day, and finds the same to be correct.

REP. GUNDERSON, Chairman

Rep. Backlin moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS
AND COMMUNICATIONS
STATE OF NORTH DAKOTA

Executive Office
Bismarck

February 7, 1973

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on February 6, 1973, I signed:

House Bill No. 1018
House Bill No. 1024
House Bill No. 1047
House Bill No. 1051
House Bill No. 1052
House Bill No. 1056
House Bill No. 1075

Sincerely yours,
ARTHUR A. LINK
Governor

AAL:km

RECOGNITION

Speaker Bunker 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.

SECOND READING OF HOUSE BILLS

House Bill No. 1386. A Bill for an Act to amend and reenact section 39-18-04 of the North Dakota Century Code, relating to safety devices and requirements for mobile homes and providing that passengers may ride in "fifth-wheel 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, 94; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hendrickson	Linderman	Rivinius
Austin	Hensrud	Livingston	Royse
Backes	Hentges	Lodoen	Rued

Backlin	Herman	Lundene	Schindler
Bassingthwaite	Hickle	McGauvran	Scofield
Berg	Hildebrand	Marsden	Solberg
Bridston	Hilleboe	Martinson	Stoltenow
Christensen, H.	Jacob	Matheny	Stone
Christensen, R.	Jacobson	Mertens	Streibel
Dick	Jaeger	Metzger	Strinden
Dornacker	Jenkins	Meyer	Thorsgard
Dotzenrod	Johnson, H.	Miedema	Timm
Eagles	Johnson, K.	Murphy	Tinjum
Erickson	Kermott	Nermyr	Tweten
Fleming	Kingsbury	Olin	Vander Vorst
Freborg	Kloubec	Olson	Wagner
Froeber	Knudson	Opedahl	Watkins
Gackle	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Grubb	Laske	Raymond	Winkjer
Haugland	Laughlin	Rice	Mr. Speaker
Hausauer, L.	Lee		

Those voting in the negative were:

Ganser	Hartl	Reimers	Rundle
Gunderson	Hausauer, A.		

Absent and not voting:

Lang	Leibhan
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So the bill passed and the title was agreed to.

House Bill No. 1420. A Bill for an Act to amend and reenact subsection 11 of section 4-22-02, the beginning paragraphs of subsections 1, 2, and 3 of section 10-04-10, section 10-19-52, subsection 1 of section 10-28-20, sections 12-46-13, 12-46-16, 14-03-02, subsection 1 of section 14-03-17, sections 14-07-15, 14-09-22, 14-10-01, 14-10-05, 14-10-11, 14-10-16, subsection 16 of section 15-29-08, sections 15-44-04, 15-47-13, 16-16-18, 23-17-02, 23-17-03, 26-12-20, 27-11-03, 27-11-25, 27-19-02, 27-19-11, subsection 1 of section 27-20-02, subsection 5 of section 27-20-36, subsection 4 of section 27-20-53, sections 27-21-02, 28-01-14, 28-01-25, 29-01-28, 30-11-01, 32-03-39, 39-03-04, 39-06-08, 39-06-09, 39-06-10, 43-02-10, 43-04-31, 43-04-38, 43-05-11, subsection 6 of section 43-11-01, the first sentence of subsection 1 of section 43-11-27, sections 43-13-17, 43-15-15, 43-15-33, 43-17-18, 43-19.1-16, 43-25-07, 43-26-06, 43-30-05, 43-31-07, 43-33-05, 43-33-07, 43-34-03, subsections 1 and 13 of section 47-24-01, subsection 1 of section 50-02-04, section 54-52-05, and subsection 2 of section 54-52-01 of the North Dakota Century Code, relating to persons eighteen years old and over, and making them adults for all purposes.

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, 17; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hartl	LaGrave	Rau
Austin	Haugland	Lang	Raymond
Backes	Hausauer, A.	Langley	Rivinius
Backlin	Hausauer, L.	Larson	Royse
Bassingthwaite	Hendrickson	Laske	Rued
Berg	Hensrud	Laughlin	Rundle
Bridston	Hentges	Lee	Schindler
Christensen, H.	Herman	Linderman	Scofield
Christensen, R.	Hickle	Livingston	Stoltenow
Dick	Hildebrand	Lodoen	Stone
Dornacker	Hilleboe	McGauvran	Streibel

Dotzenrod	Jacob	Marsden	Strinden
Eagles	Jacobson	Martinson	Timm
Erickson	Jenkins	Mertens	Vander Vorst
Fleming	Johnson, H.	Metzger	Wagner
Freborg	Johnson, K.	Meyer	Watkins
Froeber	Kermott	Miedema	Weber
Gackle	Kingsbury	Murphy	Welder
Garnas	Kloubec	Olin	Winge
Gengler	Knudson	Orange	Winkjer
Gronneberg	Kretschmar	Peterson	Mr. Speaker

Those voting in the negative were:

Ganser	Matheny	Poyzer	Thorsgard
Grubb	Nermyr	Reimers	Tinjum
Gunderson	Olson	Rice	Tweten
Jaeger	Opedahl	Solberg	Wilkie
Lundene			

Absent and not voting:

Leibhan

So the bill passed and the title was agreed to.

House Bill No. 1492. A Bill for an Act to amend and reenact section 40-45-02 of the North Dakota Century Code, relating to police pension fund mill levies.

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, 3; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hensrud	Lodoen	Rundle
Bassingthwaite	Hentges	McGauvran	Schindler
Berg	Herman	Marsden	Scotfield
Bridston	Hickle	Martinson	Solberg
Christensen, H.	Hildebrand	Matheny	Stone
Christensen, R.	Jacob	Mertens	Streibel
Dick	Jacobson	Metzger	Strinden
Dotzenrod	Jaeger	Meyer	Thorsgard
Eagles	Jenkins	Miedema	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Haugland	Laughlin	Rice	

Those voting in the negative were:

Dornacker	Kingsbury	Stoltenow
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Absent and not voting:

Hartl	Hilleboe	Leibhan	Lundene
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So the bill passed and the title was agreed to.

House Bill No. 1501. A Bill for an Act to amend and reenact section 40-18-01 of the North Dakota Century Code, relating to the office of municipal judge and providing that in cities of less than three thousand population he shall not be required to be

either a licensed attorney or a resident of the city in which he is to serve.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rice
Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Royse
Backlin	Hendrickson	Leibhan	Rued
Bassingthwaite	Hensrud	Linderman	Rundle
Berg	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Scotfield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Strinden
Eagles	Jaeger	Metzger	Thorsgard
Erickson	Jenkins	Meyer	Timm
Fleming	Johnson, H.	Miedema	Tinjum
Freborg	Johnson, K.	Murphy	Tweten
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Peterson	Wilkie
Grubb	Lang	Poyzer	Winge
Gunderson	Langley	Rau	Winkjer
Hartl	Larson	Reimers	Mr. Speaker

Those voting in the negative were:

Raymond

Absent and not voting:

Lundene

So the bill passed and the title was agreed to.

House Bill No. 1503. A Bill for an Act to create and enact a new subsection to section 11-11-14 of the North Dakota Century Code, relating to the power of the boards of county commissioners to authorize maintenance of private roads used by public school buses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 4; absent and not voting, 0.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Reimers
Austin	Hausauer, L.	Leibhan	Rice
Backes	Hendrickson	Linderman	Rivinius
Backlin	Hensrud	Livingston	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Bridston	Herman	Lundene	Rundle
Christensen, H.	Hickle	McGauvran	Schindler
Christensen, R.	Hildebrand	Marsden	Scotfield
Dick	Hilleboe	Martinson	Solberg
Dornacker	Jacob	Matheny	Stone
Dotzenrod	Jacobson	Mertens	Streibel
Eagles	Jaeger	Metzger	Strinden
Erickson	Jenkins	Meyer	Thorsgard

Fleming	Johnson, H.	Miedema	Timm
Freborg	Johnson, K.	Murphy	Tinjum
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland	Laughlin		

Those voting in the negative were:

Berg	Kingsbury	Stoltenow	Tweten
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So the bill passed and the title was agreed to.

House Bill No. 1521. A Bill for an Act to amend and reenact section 43-01-15.1 of the North Dakota Century Code, relating to abstracts of title to be furnished upon request.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 64; absent and not voting, 2.

Those voting in the affirmative were:

Bassingthwaite	Jacob	Metzger	Stoltenow
Christensen, H.	Jacobson	Meyer	Strinden
Dick	Johnson, H.	Murphy	Tinjum
Dotzenrod	Kermott	Nermyr	Vander Vorst
Fleming	Lang	Opedahl	Wagner
Grubb	Lundene	Poyzer	Welder
Gunderson	McGauvran	Rau	Wilkie
Hickle	Martinson	Rundle	Winge
Hilleboe	Mertens	Solberg	Winkjer

Those voting in the negative were:

Austin	Hartl	LaGrave	Raymond
Backes	Haugland	Langley	Reimers
Backlin	Hausauer, A.	Larson	Rice
Berg	Hausauer, L.	Laske	Rivinius
Bridston	Hendrickson	Laughlin	Royce
Christensen, R.	Hensrud	Lee	Rued
Dornacker	Hentges	Leibhan	Schindler
Eagles	Herman	Linderman	Scotfield
Erickson	Hildebrand	Livingston	Stone
Freborg	Jaeger	Lodoen	Streibel
Froeber	Jenkins	Marsden	Thorsgard
Gackle	Johnson, K.	Matheny	Timm
Ganser	Kingsbury	Miedema	Tweten
Garnas	Kloubec	Olin	Watkins
Gengler	Knudson	Olson	Weber
Gronneberg	Kretschmar	Peterson	Mr. Speaker

Absent and not voting:

Atkinson	Orange
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So the bill lost.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3032. A concurrent resolution urging adequate service and 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 House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 3036. A Concurrent Resolution urging public transportation facilities to extend special rates to all students.

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.

MOTION

Rep. Streibel moved that the House continue on the Eleventh Order, acting on those bills considered on the Sixth Order before 2:00 p.m., and that House Bills Nos. 1074, 1191, 1217, 1259, 1295, 1344, 1352, 1363, 1372, 1430, 1447, 1517, 1530, and House Concurrent Resolution No. 3034 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1074. A Bill for an Act to amend and reenact section 20.1-05-04 of the North Dakota Century Code, as contained in section 12 of House Bill No. 1041, as approved by the Forty-third Legislative Assembly, relating to the use of horses and mules in taking 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, 54; nays, 45; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Gengler	LaGrave	Raymond
Austin	Haugland	Langley	Reimers
Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Lodoen	Royse
Bassingthwaite	Hentges	Martinson	Schindler
Bridston	Herman	Matheny	Stoltenow
Christensen, H.	Hildebrand	Mertens	Stone
Dick	Hilleboe	Metzger	Tweten
Dornacker	Jenkins	Nermyr	Vander Vorst
Dotzenrod	Johnson, K.	Olson	Wagner
Eagles	Kermott	Orange	Watkins
Fleming	Kloubec	Peterson	Winge
Froeber	Knudson	Rau	Mr. Speaker
Garnas	Kretschmar		

Those voting in the negative were:

Berg	Jacob	Lundene	Scotfield
Christensen, R.	Jacobson	McGauvran	Solberg
Erickson	Jaeger	Marsden	Streibel
Freborg	Johnson, H.	Meyer	Strinden
Gackle	Kingsbury	Miedema	Thorsgard
Gronneberg	Lang	Olin	Timm
Grubb	Larson	Opedahl	Tinjum
Gunderson	Laske	Poyzer	Weber
Hartl	Laughlin	Rice	Welder
Hendrickson	Linderman	Rued	Wilkie
Hensrud	Livingston	Rundle	Winkjer
Hickle			

Absent and not voting:

Ganser	Leibhan	Murphy
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So the bill passed and the title was agreed to.

House Bill No. 1191. A Bill for an Act to provide for a declaration of policy and purpose, relating to boating safety and uniformity of boating laws, a boating safety program, the termination of unsafe use of vessels, and the display of labels evidencing com-

pliance with state or federal regulations; to create and enact five new subsections to section 20.1-01-02, as contained in section 8 of House Bill No. 1041 of the forty-third legislative assembly, and a new subsection to section 20.1-13-03 of the North Dakota Century Code, as contained in section 20 of House Bill No. 1041 of the forty-third legislative assembly, relating to definitions and numbering and licensing of motorboats; and to amend and reenact subsection 23 of section 20.1-03-12, as contained in section 10 of House Bill No. 1041 of the forty-third legislative assembly; and section 20.1-13-02, subsection 1 of section 20.1-13-03, and section 20.1-13-08 of the North Dakota Century Code, as contained in section 20 of House Bill No. 1041 of the forty-third legislative assembly, relating to the fee for a motorboat certificate of number and license, operation of unnumbered and unlicensed motorboats, numbering and licensing of motorboats, and liability of persons involved in collisions or accidents.

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, 13; nays, 86; absent and not voting, 3.

Those voting in the affirmative were:

Bassingthwaite	Gengler	Laughlin	Strinden
Dick	Hendrickson	Lundene	Weber
Dornacker	Jacob	Solberg	Winge
Fleming			

Those voting in the negative were:

Atkinson	Hensrud	Linderman	Rice
Austin	Hentges	Livingston	Rivinius
Backes	Herman	Lodoen	Royse
Backlin	Hickle	McGauvran	Rued
Berg	Hildebrand	Marsden	Rundle
Bridston	Hilleboe	Martinson	Schindler
Christensen, H.	Jacobson	Matheny	Scofield
Christensen, R.	Jaeger	Mertens	Stoltenow
Dotzenrod	Jenkins	Metzger	Stone
Eagles	Johnson, H.	Meyer	Streibel
Erickson	Johnson, K.	Miedema	Thorsgard
Freborg	Kermott	Murphy	Timm
Froeber	Kingsbury	Nermyr	Tinjum
Gackle	Kloubec	Olin	Tweten
Garnas	Knudson	Olson	Vander Vorst
Gronneberg	Kretschmar	Opedahl	Wagner
Grubb	LaGrave	Orange	Watkins
Gunderson	Lang	Peterson	Welder
Hartl	Langley	Poyzer	Wilkie
Haugland	Larson	Rau	Winkjer
Hausauer, A.	Laske	Reimers	Mr. Speaker
Hausauer, L.	Lee		

Absent and not voting:

Ganser	Leibhan	Raymond
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So the bill lost.

House Bill No. 1217. A Bill for an Act to amend and reenact sections 39-16-05 and 39-16-07 of the North Dakota Century Code, relating to the suspension of the driver license of a driver of a motor vehicle involved in an accident and who has no means of financial responsibility.

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, 43; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Gronneberg	Kingsbury	Poyzer
Austin	Hausauer, A.	Kloubec	Rau
Backlin	Hensrud	Knudson	Rice
Berg	Hentges	Kretschmar	Rivinius
Bridston	Herman	Lang	Royse
Christensen, R.	Hickle	Langley	Scofield
Dornacker	Hildebrand	Linderman	Timm
Eagles	Hilleboe	Lodoen	Tinjum
Erickson	Jacob	McGauvran	Wagner
Fleming	Jacobson	Martinson	Welder
Freborg	Johnson, H.	Mertens	Winge
Gackle	Johnson, K.	Metzger	Winkjer
Garnas	Kermott	Murphy	Mr. Speaker
Gengler			

Those voting in the negative were:

Backes	Jaeger	Miedema	Stoltenow
Bassingthwaite	LaGrave	Nernmyr	Stone
Christensen, H.	Larson	Olson	Streibel
Dick	Laske	Opedahl	Strinden
Dotzenrod	Laughlin	Orange	Thorsgard
Froeber	Lee	Peterson	Tweten
Grubb	Livingston	Reimers	Vander Vorst
Gunderson	Lundene	Rued	Watkins
Hartl	Marsden	Rundle	Weber
Haugland	Matheny	Schindler	Wilkie
Hendrickson	Meyer	Solberg	

Absent and not voting:

Ganser	Jenkins	Olin	Raymond
Hausauer, L.	Leibhan		

So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Lawrence Petterson, and Rep. Petterson was thereupon introduced to the House.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1300
- House Bill No. 1323
- House Bill No. 1331
- House Bill No. 1333
- House Bill No. 1366
- House Bill No. 1401
- House Bill No. 1428
- House Bill No. 1441
- House Bill No. 1458
- House Bill No. 1500
- House Bill No. 1516

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

- Senate Bill No. 2070
- Senate Bill No. 2153
- Senate Concurrent Resolution No. 4032

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2308

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1295. A Bill for an Act to amend and reenact subsection C of section 52-09-08 of the North Dakota Century Code, to provide a limitation on levies for social security.

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, 19; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson	Rau
Austin	Hausauer, L.	Laske	Reimers
Backes	Hendrickson	Laughlin	Rice
Backlin	Hensrud	Lee	Rivinius
Bridston	Hentges	Linderman	Royse
Christensen, H.	Herman	Livingston	Rued
Christensen, R.	Hickle	Lodoen	Rundle
Dick	Hildebrand	Marsden	Schindler
Dornacker	Hilleboe	Martinson	Scotfield
Dotzenrod	Jacob	Matheny	Stone
Eagles	Jacobson	Mertens	Streibel
Erickson	Jaeger	Metzger	Strinden
Fleming	Jenkins	Miedema	Tinjum
Freborg	Johnson, K.	Murphy	Wagner
Froeber	Kermott	Nermyr	Weber
Garnas	Kloubec	Olin	Welder
Gengler	Knudson	Opedahl	Wilkie
Gronneberg	LaGrave	Orange	Winge
Gunderson	Lang	Peterson	Winkjer
Haugland	Langley	Poyzer	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Johnson, H.	Meyer	Timm
Berg	Kingsbury	Olson	Tweten
Gackle	Kretschmar	Raymond	Vander Vorst
Grubb	Lundene	Solberg	Watkins
Hartl	McGauvran	Stoltenow	

Absent and not voting:

Ganser	Leibhan	Thorsgard
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So the bill passed and the title was agreed to.

House Bill No. 1344. A Bill for an Act to amend and reenact subsection A of section 11-18-05 of the North Dakota Century Code, relating to fees charged by registers 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, 65; nays, 33; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hendrickson	Laske	Royse
Austin	Hensrud	Laughlin	Schindler
Backes	Hickle	Linderman	Solberg
Bassingthwaite	Hildebrand	Livingston	Stone
Christensen, R.	Jacobson	Lodoen	Streibel
Dick	Jenkins	Lundene	Strinden

Dornacker	Johnson, H.	McGauvran	Timm
Dotzenrod	Johnson, K.	Marsden	Tinjum
Eagles	Kermott	Martinson	Wagner
Fleming	Kloubec	Matheny	Watkins
Freborg	Knudson	Meyer	Weber
Gackle	Kretschmar	Olin	Welder
Garnas	LaGrave	Orange	Wilkie
Gengler	Lang	Peterson	Winge
Gronneberg	Langley	Rau	Winkjer
Haugland	Larson	Rivinius	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Backlin	Hausauer, L.	Metzger	Rice
Berg	Hentges	Miedema	Rued
Bridston	Herman	Murphy	Rundle
Christensen, H.	Jacob	Nermyr	Scofield
Erickson	Jaeger	Olson	Stoltenow
Froeber	Kingsbury	Opedahl	Thorsgard
Grubb	Lee	Poyzer	Tweten
Gunderson	Mertens	Raymond	Vander Vorst
Hartl			

Absent and not voting:

Ganser	Hilleboe	Leibhan	Reimers
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So the bill passed and the title was agreed to.

House Bill No. 1352. A Bill for an Act to amend and reenact section 40-51.2-06, subsection 3 of section 40-51.2-07, and sections 40-51.2-16 and 57-02-27 of the North Dakota Century Code, relating to continued classification as agricultural lands for tax purposes of agriculture areas annexed to cities.

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, 11; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Linderman	Rivinius
Backes	Hensrud	Livingston	Rued
Backlin	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hickle	Marsden	Solberg
Christensen, H.	Hildebrand	Martinson	Stone
Christensen, R.	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Orange	Weber
Gronneberg	Lang	Peterson	Wilkie
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Rau	Winkjer
Haugland	Laske	Raymond	Mr. Speaker
Hausauer, A.	Laughlin	Reimers	

Those voting in the negative were:

Bassingthwaite	Grubb	McGauvran	Rundle
Dick	Jaeger	Metzger	Welder
Gackle	Kloubec	Royce	

Absent and not voting:

Ganser Hilleboe Leibhan Stoltenow

So the bill passed and the title was agreed to.

House Bill No. 1363. A bill for an Act to amend and reenact section 23-01-02 of the North Dakota Century Code, relating to membership and composition of the state health council.

Which has been read.

Rep. Hendrickson requested that she be excused from voting on House Bill No. 1363 because of a personal interest.

Rep. Strinden moved that Rep. Hendrickson 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, 89; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hensrud	Linderman	Royse
Austin	Hentges	Livingston	Rued
Backes	Herman	Lodoen	Rundle
Bassingthwaite	Hickle	Lundene	Schindler
Berg	Hildebrand	McGauvran	Scofield
Bridston	Hilleboe	Marsden	Solberg
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dornacker	Jenkins	Mertens	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Thorsgard
Erickson	Kermott	Nermyr	Timm
Fleming	Kingsbury	Olin	Tinjum
Freborg	Kloubec	Olson	Tweten
Froeber	Knudson	Opedahl	Vander Vorst
Garnas	Kretschmar	Orange	Watkins
Gronneberg	LaGrave	Peterson	Weber
Grubb	Lang	Poyzer	Welder
Gunderson	Larson	Rau	Wilkie
Hartl	Laske	Raymond	Winge
Haugland	Laughlin	Reimers	Winkjer
Hausauer, L.	Lee	Rice	Mr. Speaker
Hendrickson			

Those voting in the negative were:

Christensen, H.	Hausauer, A.	Metzger	Wagner
Gackle	Jaeger	Murphy	

Absent and not voting:

Backlin	Gengler	Leibhan	Rivinius
Ganser	Langley		

So the bill passed and the title was agreed to.

House Bill No. 1372. A Bill for an Act to provide for an additional two-mill levy for county welfare purposes.

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, 22; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Reimers
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hensrud	Lodoen	Rundle
Bassingthwaite	Hickle	Lundene	Schindler
Berg	Hildebrand	McGauvran	Solberg

Bridston	Hilleboe	Marsden	Stone
Christensen, H.	Jacob	Martinson	Streibel
Christensen, R.	Jacobson	Matheny	Strinden
Dick	Jenkins	Mertens	Thorsgard
Dornacker	Johnson, H.	Meyer	Tinjum
Dotzenrod	Kermott	Nermyr	Tweten
Eagles	Knudson	Olson	Wagner
Erickson	Kretschmar	Opedahl	Watkins
Fleming	LaGrave	Orange	Weber
Froeber	Lang	Peterson	Welder
Gackle	Langley	Poyzer	Wilkie
Gengler	Laske	Rau	Winge
Gronneberg	Laughlin	Raymond	Mr. Speaker
Grubb			

Those voting in the negative were:

Freborg	Herman	Miedema	Scotfield
Garnas	Jaeger	Murphy	Stoltenow
Gunderson	Kingsbury	Olin	Timm
Hartl	Kloubec	Rice	Vander Vorst
Hausauer, A.	Larson	Rued	Winkjer
Hentges	Metzger		

Absent and not voting:

Ganser Johnson, K. Leibhan

So the bill passed and the title was agreed to.

ANNOUNCEMENTS

Rep. Peterson announced that the Joint Committee on Reapportionment would be meeting at 4:00 p.m.

Speaker Bunker excused the members of the Joint Committee on Reapportionment at 4:00 p.m.

SECOND READING OF HOUSE BILLS

House Bill No. 1430. A Bill for an Act to provide that special common motor carriers of buildings shall be exempt from certain requirements of law, that a person holding a contract service permit shall be treated as a holder of a special certificate as a special common motor carrier of buildings; to create and enact a new subsection to section 49-18-01 of the North Dakota Century Code, relating to the definition of a special common motor carrier of buildings; and to amend and reenact section 49-18-06 of the North Dakota Century Code, relating to public policy affecting motor carrier 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, 98; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Reimers
Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Linderman	Rivinius
Backlin	Hensrud	Livingston	Royce
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scotfield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum

Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Garnas	Knudson	Opedahl	Watkins
Gengler	Kretschmar	Orange	Weber
Gronneberg	LaGrave	Peterson	Welder
Grubb	Lang	Poyzer	Wilkie
Gunderson	Langley	Rau	Winge
Hartl	Larson	Raymond	Mr. Speaker
Haugland	Laske		

Those voting in the negative were:
Winkjer

Absent and not voting:
Ganser Leibhan Rundle

So the bill passed and the title was agreed to.

House Bill No. 1447. A Bill for an Act to allow for the contracting of fire protection services and providing a method for the financing 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, 97; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Linderman	Rivinius
Backes	Hensrud	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Hilleboe	Martinson	Solberg
Christensen, R.	Jacob	Matheny	Stoltenow
Dick	Jacobson	Mertens	Stone
Dornacker	Jaeger	Metzger	Streibel
Dotzenrod	Jenkins	Meyer	Strinden
Eagles	Johnson, H.	Miedema	Thorsgard
Erickson	Johnson, K.	Murphy	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kloubec	Olin	Vander Vorst
Froeber	Knudson	Olson	Watkins
Gackle	Kretschmar	Opedahl	Wagner
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:
Hartl Kingsbury

Absent and not voting:
Ganser Leibhan Tweten

So the bill passed and the title was agreed to.

House Bill No. 1517. A Bill for an Act to amend and reenact section 43-17-21 of the North Dakota Century Code, relating to physician licensure without examination and temporary licenses.

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, 17; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hensrud	Linderman	Rivinius
Austin	Hentges	Livingston	Royse
Backes	Hickle	Lodoen	Rundle
Backlin	Hildebrand	Lundene	Schindler
Bassingthwaite	Hilleboe	McGauvran	Scofield
Berg	Jacob	Marsden	Solberg
Bridston	Jacobson	Mertens	Stone
Christensen, H.	Jaeger	Meyer	Streibel
Christensen, R.	Jenkins	Miedema	Strinden
Dotzenrod	Johnson, H.	Nermyr	Thorsgard
Erickson	Johnson, K.	Olin	Timm
Fleming	Kingsbury	Olson	Tinjum
Froeber	Kloubec	Opedahl	Tweten
Garnas	Knudson	Orange	Watkins
Gengler	LaGrave	Poyzer	Weber
Gronneberg	Langley	Rau	Wilkie
Grubb	Larson	Raymond	Winge
Gunderson	Laske	Reimers	Winkjer
Haugland	Laughlin	Rice	Mr. Speaker
Hausauer, A.	Lee		

Those voting in the negative were:

Dick	Hartl	Lang	Murphy
Dornacker	Hendrickson	Martinson	Rued
Eagles	Kermott	Matheny	Vander Vorst
Freborg	Kretschmar	Metzger	Wagner
Gackle			

Absent and not voting:

Ganser	Herman	Peterson	Welder
Hausauer, L.	Leibhan	Stoltenow	

So the bill passed and the title was agreed to.

House Bill No. 1530. A Bill for an Act to amend and reenact section 24-05-01 and subsection 3 of section 57-15-06 of the North Dakota Century Code, relating to the county road tax levy and county levy limitations.

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, 39; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hickle	Laske	Rau
Austin	Hildebrand	Laughlin	Raymond
Bassingthwaite	Hilleboe	Lee	Royse
Christensen, R.	Jacob	Linderman	Schindler
Dick	Jacobson	Livingston	Stone
Eagles	Johnson, H.	Lodoen	Streibel
Erickson	Johnson, K.	Lundene	Tinjum
Fleming	Kermott	McGauvran	Tweten
Froeber	Kloubec	Martinson	Wagner
Gronneberg	Knudson	Matheny	Watkins
Grubb	Kretschmar	Mertens	Weber
Haugland	LaGrave	Opedahl	Winge
Hendrickson	Lang	Orange	Mr. Speaker
Hensrud	Langley	Poyzer	

Those voting in the negative were:

Backlin	Hartl	Meyer	Scofield
Berg	Hausauer, A.	Murphy	Solberg
Bridston	Hentges	Nermyr	Stoltenow

Christensen, H.	Herman	Olin	Thorsgard
Dornacker	Jaeger	Olson	Timm
Freborg	Jenkins	Reimers	Vander Vorst
Gackle	Kingsbury	Rice	Welder
Garnas	Larson	Rivinius	Wilkie
Gengler	Marsden	Rued	Winkjer
Gunderson	Metzger	Rundle	

Absent and not voting:

Backes	Ganser	Leibhan	Peterson
Dotzenrod	Hausauer, L.	Miedema	Strinden

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2014
Senate Bill No. 2033
Senate Bill No. 2137
Senate Bill No. 2155
Senate Bill No. 2183
Senate Bill No. 2301
Senate Bill No. 2337
Senate Bill No. 2413

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2053

And refused to concur in the House amendment to:

Senate Bill No. 2114

And the President has appointed as a conference committee to act with a like committee from the House,

Senator Jones
Senator Iszler
Senator Barth

Very respectfully,
LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1048

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1048

On page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact sections 12-47-30, 32-12-04, 37-14-08, 54-14-03, 54-14-03.1, 54-14-04, 54-14-04.1, 54-14-07, 54-14-08, and subsection 10 of section 54-44.1-03 of the North Dakota Century Code, relating to the powers and duties of the office of the budget; to provide a statement of legislative intent; and to repeal sections 54-14-01 and 54-14-02 of the North Dakota Century Code, relating to the membership and meetings of the state auditing board.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 12-47-30 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

12-47-30. EXPENSE OF TRANSFERRING INMATES TO AND FROM STATE HOSPITAL.) The expense of transferring any person to the state hospital and of his return to the penitentiary shall be (((audited by the state auditing board))) **approved by the office of the budget and paid out of the state treasury.**

SECTION 2. AMENDMENT.) Section 32-12-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

32-12-04. HOW JUDGMENT COLLECTED.) No execution shall issue against the state on any judgment, but whenever a final judgment against the state shall have been obtained in any action, the clerk shall make and furnish to the (((department of accounts and purchases))) **office of the budget** a duly certified copy of such judgment. (((Upon approval by the auditing board,))) **After approval, and if funds have been appropriated therefor, the (((department))) office of the budget, in due course, shall prepare and issue (((, and the state auditor shall sign,))) a warrant (((upon the state treasurer))) for the amount of such judgment and deliver the same to the person entitled thereto.**

SECTION 3. AMENDMENT.) Section 37-14-08 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

37-14-08. HOW PAYMENTS ARE MADE.) All payments or other expenditures approved by the department of veterans' affairs shall be made upon vouchers approved by the (((state auditing board by warrant-checks prepared by the department of accounts and purchases))) **office of the budget.**

SECTION 4. AMENDMENT.) Section 54-14-03 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-14-03. POWERS AND DUTIES OF (((STATE AUDITING BOARD))) **THE OFFICE OF THE BUDGET.**) The (((state auditing board))) **office of the budget shall audit and approve or disapprove for payment all claims, accounts, bills, or demands against the state, except those of state-owned utilities, enterprises, and business projects, and such others as are specifically excepted by law. (((The state auditing board may delegate to the director of accounts and purchases authority to approve payments for payrolls, purchases, and such other items as in their discretion they deem feasible and desirable. Any person or department aggrieved by the disallowance of a claim by the director of accounts and purchases under the authority delegated herein may appeal such disallowance to the auditing board, which may reverse or affirm the action of the director of accounts and purchases.)))**

SECTION 5. AMENDMENT.) Section 54-14-03.1 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-14-03.1. REPORTS TO (((COMMITTEE ON AUDITS AND FISCAL REVIEW))) **LEGISLATIVE COUNCIL BUDGET COMMITTEE.**) It shall be the duty of the (((state auditing board))) **office of the budget, in the course of the preaudit of claims against the state, or in otherwise carrying out its duties, to note irregularities in the fiscal practices of the state and its departments, agencies, and institutions and areas where more uniform and improved fiscal procedures are desirable, and it shall further note expenditures and governmental activities that (((the board or its members))) it may believe to be contrary to (((the intent of))) law or to the intent of the legislative assembly. (((The board or its individual members shall regularly report such matters to the committee on audits and fiscal review.))) The office of the budget shall submit a detailed written report accompanied by adequate documentation to the budget committee of the legislative council, or any division of that commit-**

tee designated for that purpose, setting out the irregularity, expenditure, or activity. The report shall be presented at the next scheduled meeting of the committee following the discovery of the irregularity, expenditure, or activity.

SECTION 6. AMENDMENT.) Section 54-14-04 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-14-04. CLAIM AGAINST STATE FILED WITH (((STATE AUDITING BOARD))) OFFICE OF THE BUDGET.) No bill, claim, account, or demand against the state shall be audited, allowed, or paid until a full itemized statement in writing has been filed with the (((state auditing board))) **office of the budget**, unless such bill, claim, account, or demand is:

1. For a salary fixed by law;
2. Against a state-owned utility, enterprise, or business project; or
3. Specifically exempt by law.

SECTION 7. AMENDMENT.) Section 54-14-04.1 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-14-04.1. DEPARTMENTAL PAYROLLS.) The (((director of accounts and purchases))) **office of the budget** is authorized to issue regulations governing methods whereby the regular payrolls for each department, agency, or institution of this state may be prepared and certified by the agency concerned without individually executed or signed certificates of claim by the employees as provided in section 54-14-04. In all such cases, the warrants issued to cover such payroll items shall have the required certificate printed on the back of the warrant in such manner that the endorsement of the warrant will constitute an execution of the certificate provided in section 54-14-04.

SECTION 8. AMENDMENT.) Section 54-14-07 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-14-07. (((AUDITING BOARD))) OFFICE OF THE BUDGET TO MAKE RULES — STANDARD VOUCHERS — DISAPPROVAL OF CLAIMS.) In order to (((insure))) **ensure** that sufficient information is provided to verify claims and determine the exact purpose of expenditures, the (((state auditing board))) **office of the budget** shall promulgate rules and regulations which (((they deem))) **it deems** necessary for an adequate accounting and shall direct the preparation of standard forms or vouchers upon which claims against any public fund shall be submitted. The standard forms or vouchers shall be prepared in such a manner so as to require an enumeration and description of services performed, purposes of expenditures, types of items or services purchased, number of days of per diem payments, the capacity in which per diem is claimed, and any other information which is deemed necessary or desirable (((by the state auditing board))). In the case of travel expenses, the (((state auditing board))) **office of the budget** shall specifically provide by rule or regulation for certification and a method whereby adequate verification of travel allowances or expenses can be provided, and to this end it may direct individuals or departments to maintain adequate records which they may be called upon to produce for preaudit or postaudit purposes in order to verify any information submitted upon travel vouchers or verify the correctness and lawfulness of the expenditures. The (((auditing board))) **office of the budget** shall disapprove all vouchers or expenditures it determines to be in error or unlawful or (((exceeding))) **in excess of** the limits of legislative appropriation.

SECTION 9. AMENDMENT.) Section 54-14-08 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-14-08. ALL DEPARTMENTS, AGENCIES, BOARDS, COMMISSIONS, AND INSTITUTIONS IN STATE GOVERNMENT SHALL HAVE THE AUTHORITY TO WITHHOLD CERTAIN AMOUNTS FROM STATE EMPLOYEES' COMPENSATION.) All departments, agencies, boards, commissions, and institutions in state government shall compute and withhold from state employees' monetary compensation only those amounts which are required by law to be withheld and only those other items approved by the ((state auditing board)) office of the budget.

SECTION 10. AMENDMENT.) Subsection 10 of section 54-44.1-0 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

10. Performance all other necessary duties to carry out the provisions of this chapter and of chapter 54-14.

SECTION 11. OFFICE OF THE BUDGET TO ASSUME FUNCTIONS OF AUDITING BOARD - SUBSTITUTION OF PHRASES.) The office of the budget authorized in chapter 54-44.1 shall assume all of the functions performed, prior to the effective date of this Act, by the state auditing board. Wherever the phrases "state auditing board", "auditing board", or the word "board", when used in reference to the state auditing board, may appear in the Century Code, they shall be construed to mean the "office of the budget".

SECTION 12. LEGISLATIVE STATEMENT.) The legislative assembly intends that the budget committee of the legislative council, or the division of that committee known as the legislative audit and fiscal review committee, shall periodically review the actions of the office of the budget under this Act. For that purpose, the committee may call the director of the budget, or any employee or employees of the office of the budget before it, along with such of the records of the office as may be deemed necessary.

SECTION 13. REPEAL.) Section 54-14-01 of the North Dakota Century Code and section 54-14-02 of the 1971 Supplement to the North Dakota Century Code are hereby repealed."

And renumber the lines and pages accordingly.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3034. A concurrent resolution urging the United States Postal Service to change its instructions for rural route extensions so that all rural homes receive mail at the end of their driveways.

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.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1026 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 26, of the engrossed bill delete the word "five" and insert in lieu thereof the following: "three"

On page 3, line 28, delete the word "and"

On page 3, line 30, after the word "administrators" insert the following: ", and two members appointed by the governor from the public at large"

And renumber the lines and pages accordingly.

And when so amended it be re-referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

Rep. Raymond 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. 1027 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Marsden moved that the report be adopted.

Rep. Dornacker moved a substitute motion that House Bill No. 1027 be placed on the calendar which motion prevailed.

House Bill No. 1027 was placed on the calendar.

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred House Bill No. 1029 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker

Rep. Garnas

Rep. A. Hausauer

Rep. K. Johnson

Rep. Matheny

Rep. Murphy

Rep. Rice

Rep. Wilkie

Rep. Winge

REP. DORNACKER, Chairman

Rep. Murphy moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Finance and Taxation to whom was referred House Bill No. 1029 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 24, after the word "to" insert the words "not more than"

On page 2, line 3, after the period insert the following: "The legislative assembly further intends that the state board of equalization shall have the discretionary authority to establish a lower percentage to be used as the basis for the computation of property taxes, but that ten percent of assessed valuation be the maximum, except on property assessed by the board."

On page 7, line 22, before the word "ten" insert the words "not more than"

On page 7, line 23, delete everything after the comma and insert in lieu thereof the following: "as established by the state board of equalization, except that this limitation shall not apply to property assessed by such board"

On page 7, line 24, delete the words "of equalization"

On page 7, line 28, place beginning triple parentheses before the word "said" and delete the triple parentheses before and after the word "fifty" and delete the word "ten" and place ending triple parentheses after the word "percent" and insert in lieu thereof the word "the" and after the word "value" insert the word "established"

And renumber the lines and pages accordingly.

Rep. Gackle

Rep. Jacob

Rep. Laughlin

Rep. Nermyr

Rep. Poyzer

Rep. Royse

Rep. Weber

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report of the minority be substituted for that of the majority, which motion prevailed.

House Bill No. 1029 was placed on the Sixth Order of Business.

ANNOUNCEMENT

Speaker Bunker announced that the members of the Committee on Veterans' Affairs were temporarily excused.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1054 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Hildebrand moved that the report be adopted.

Rep. Hilleboe moved a substitute motion that House Bill No. 1054 be placed on the calendar, which motion prevailed.

House Bill No. 1054 was placed on the calendar.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1121 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1121 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1340 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1340 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1350 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, of the engrossed bill delete the words "a majority" and insert in lieu thereof the words "sixty percent"

On page 2, line 30, delete the words "a majority" and insert in lieu thereof the words "sixty percent"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. 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. 1379 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Royse moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1379 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1381 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.

House Bill No. 1381 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1407 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1407 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1417 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1417 was indefinitely postponed.

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 be amended as follows:

On page 1, line 19, delete the word "and" and insert in lieu thereof the following: "for buildings and sites, or"

On page 1, line 21, delete the words "Only the net profit or net loss" and insert in lieu thereof the following: "No expenditures"

On page 2, delete the lines 1 and 2

On page 2, line 34, delete the words "and debt service"

And renumber the lines accordingly.

And when so amended recommends 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 Education to whom was referred House Bill No. 1463 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNOTSON, Chairman

Rep. Hildebrand moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1463 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1490 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

Rep. Langley moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1490 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1491 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

Rep. Herman moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1491 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1505 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.

House Bill No. 1505 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1506 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1506 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1512 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1512 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1522 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1522 was indefinitely postponed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1527 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HENSRUD, Chairman

Rep. Timm moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1527 was indefinitely postponed on a division vote.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1529 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. A. Hausauer moved that the report be adopted.

Rep. Laughlin moved a substitute motion that House Bill No. 1529 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. A. Hausauer to adopt the committee report on House Bill No. 1529, which motion prevailed.

House Bill No. 1529 was indefinitely postponed.

MOTION

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 1048, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following to a Conference Committee on House Bill No. 1048:

Rep. Hilleboe
Rep. Martinson
Rep. Bassingthwaite

Speaker Bunker announced the appointment of the following to a Conference Committee on Senate Bill No. 2114:

Rep. Olson
Rep. Gronneberg
Rep. H. Christensen

MOTION

Rep. Streibel moved that the House be on the Ninth Order of

Business, at the conclusion of the Ninth Order, the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand recessed until 1:30 p.m., Tuesday, February 13, 1973, which motion prevailed.

FIRST READING OF HOUSE RESOLUTIONS

Rep. Strinden introduced:

House Concurrent Resolution No. 3051. A Concurrent Resolution directing the Legislative Council to study the aspects of implementation, operation, and utilization of a municipal bond purchase fund in the Bank of North Dakota for the purpose of purchasing general obligation and certain revenue bonds of political subdivisions.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Atkinson introduced:

House Concurrent Resolution No. 3052. A Concurrent Resolution directing the Legislative Council to make a study for the purpose of determining the necessity for a statewide housing authority.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Laughlin, Stoltenow and Wilkie introduced:

House Concurrent Resolution No. 3053. A Concurrent Resolution urging all railroads to voluntarily place reflectorized tape or numerals on their cars for safety purposes; and urging the Congress of the United States and the Federal Railroad Administration to enact laws and regulations to require such action in the event that railroads fail to voluntarily do so.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Rep. Strinden introduced:

House Concurrent Resolution No. 3054. A Concurrent Resolution directing the Legislative Council to conduct an interim study of the North Dakota Merit System Council.

Was read the first time and referred to the Committee on State and Federal Government.

FIRST READING OF SENATE BILLS

Senate Bill No. 2008. A Bill for an Act making an appropriation for defraying the expenses of the state highway department.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2159. A Bill for an Act to provide for the voluntary and required inspection of motor vehicles, to provide for the adoption of rules and regulations, to provide a penalty, to make an appropriation, and to provide an effective date.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2207. A Bill for an Act to appropriate funds in accordance with chapter 54-35 of the North Dakota Century Code to study the need for computerized assessment of real property in North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2209. A Bill for an Act to amend and reenact section 16-17-10 of the North Dakota Century Code, relating to the membership of the district executive committee of each political party.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2216. A Bill for an Act to amend and reenact

section 50-26-01, subsection 1 of section 50-26-02, and section 50-26-03 of the North Dakota Century Code, relating to the activities of the governor's council on human resources.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2223. A Bill for an Act to create and enact a new subsection to section 15-47-38 and to amend and reenact section 15-47-38 of the North Dakota Century Code, providing for expansion of rights for teachers in connection with discharge or failure to renew a teacher's contract.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2294. A Bill for an Act to amend and reenact section 10-19-44 of the North Dakota Century Code, relating to corporate dividends, and declaring an emergency.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2300. A Bill for an Act to amend and reenact subsection 1 of section 57-34-01 of the North Dakota Century Code, relating to the definition of a telephone company for taxation purposes.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2356. A Bill for an Act to amend and reenact sections 6-03-13.1, 6-02-13.2 and 6-03-13.3 of the North Dakota Century Code, relating to drive-in facilities of banks, their locations, and providing for the approval, in certain instances, of the controller of the currency.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Pursuant to Rep. Streibel's motion, the House stood recessed until 1:30 p.m., Tuesday, February 13, 1973.

ROY GILBREATH, Chief Clerk



THIRTIETH DAY AFTER RECESS AND THIRTY-FIRST DAY

Bismarck, February 13, 1973

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1025

House Bill No. 1059

House Bill No. 1082

Which the President has signed.

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. 1011

House Bill No. 1254

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed, and the report was adopted.

RECOGNITIONS

Speaker Bunker announced that a former Speaker of the House was in the chambers, and requested that the House recognize former Speaker Ernest Johnson, and Speaker Johnson was thereupon introduced to the House.

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Oscar Lee, and Rep. Lee was thereupon introduced to the House.

SIXTH ORDER OF BUSINESS

Rep. Laske has moved that the amendments to House Bill No. 1094 as recommended by the Committee on Industry, Business and Labor as printed on page 608 of the House Journal be adopted, which motion prevailed.

Rep. Orange has moved that the amendments to House Bill No. 1205 as recommended by the Committee on Industry, Business and Labor as printed on pages 608 and 609 of the House Journal be adopted, which motion prevailed.

Rep. Matheny has moved that the amendments to House Bill No. 1378 as recommended by the Committee on Agriculture as printed on pages 609 and 610 of the House Journal be adopted, which motion prevailed.

Rep. Gunderson has moved that the amendments to House Bill No. 1469 as recommended by the Committee on Agriculture as printed on page 610 of the House Journal be adopted, which motion prevailed.

House Bill No. 1469 was re-referred to the Committee on Appropriations.

Rep. Lundene has moved that the amendments to House Bill No. 1474 as recommended by the Committee on Social Welfare as printed on pages 610 and 611 of the House Journal be adopted, which motion prevailed.

Rep. Strinden has moved that the amendments to House Bill No. 1510 as recommended by the Committee on Industry, Business and Labor as printed on page 612 of the House Journal be adopted, which motion prevailed.

Rep. Raymond has moved that the amendments to House Bill No. 1514 as recommended by the Committee on Social Welfare as printed on pages 612 and 613 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. LaGrave moved that 250 copies of the engrossed House Bill No. 1514 be printed, which motion prevailed.

Rep. Winkjer moved that House Bill No. 1247 be returned to the House from the Committee on Natural Resources, which motion prevailed.

Rep. Winkjer requested permission to withdraw House Bill No. 1247. There being no objection, it was so ordered by the Speaker.

Rep. Solberg moved that the House reconsider its action by which House Bill No. 1529 was indefinitely postponed, which motion prevailed on a division vote.

Rep. Solberg moved that House Bill No. 1529 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1529. A Bill for an Act to amend and reenact section 50-01-08 of the North Dakota Century Code, relating to the compensation of members of county welfare boards.

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, 36; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Lang	Peterson
Austin	Hausauer, L.	Langley	Poyzer
Backes	Hendrickson	Laske	Rice
Bassingthwaite	Hickle	Laughlin	Rivinius
Bridston	Hildebrand	Linderman	Scofield
Christensen, H.	Jacob	Livingston	Solberg
Christensen, R.	Jacobson	Lundene	Stoltenow
Dick	Jaeger	McGauvran	Tinjum
Dornacker	Jenkins	Martinson	Tweten
Dotzenrod	Johnson, H.	Matheny	Vander Vorst
Erickson	Johnson, K.	Mertens	Wagner
Fleming	Kermott	Meyer	Weber
Freborg	Kingsbury	Murphy	Wilkie
Froeber	Knudson	Olin	Winge
Gackle	Kretschmar	Opedahl	Winkjer
Gengler	LaGrave	Orange	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Backlin	Hentges	Metzger	Rundle
Berg	Herman	Miedema	Schindler
Eagles	Hilleboe	Nermyr	Stone
Ganser	Kloubec	Olson	Streibel
Garnas	Larson	Rau	Strinden
Grubb	Lee	Raymond	Thorsgard

Gunderson	Leibhan	Reimers	Timm
Hartl	Lodoen	Royse	Watkins
Hausauer, A.	Marsden	Rued	Welder

Absent and not voting:
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 Bill No. 1025
House Bill No. 1059
House Bill No. 1082

Were delivered to the Governor for his approval at the hour of 1:35 o'clock P.M., February 13, 1973.

REP. MIEDEMA, Chairman

MOTIONS

Rep. Dornacker moved that House Bill No. 1282 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Dornacker requested permission to withdraw House Bill No. 1282. There being no objection, it was so ordered by the Speaker.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Wesley Belter, and Rep. Belter was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1163 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Hausauer 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 amended as follows:

On page 1, line 15, delete the word "one" and insert in lieu thereof the word "five"

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 1399 has had the same under consideration and recommends that the same do pass and be re-referred to the Committee on Appropriations.

REP. DORNACKER, Chairman

Rep. Winge moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1399 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1404 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, delete the words "a presumption" and insert in lieu thereof the following: "posting of recourses open to ticketholders denied carriage"

On page 1, delete line 3

On page 1, line 4, after the word "carrier" insert the following: "; and providing a penalty"

On page 1, line 11, delete the remainder of the line following the second period and insert in lieu thereof the following: "PROMINENT DISPLAY OF RECOURSES REQUIRED - PENALTY.) The recourses available under federal law or rules and regulations, state law or rules and regulations, and the carrier's rules and regulations, to a ticketholder who is denied carriage, shall be displayed prominently in the passenger check-in area of every common carrier. Any person, firm, corporation, or association violating the provisions of this section is guilty of a mis-demeanor and shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars."

On page 1, delete lines 12 through 23

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, 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. 1462 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 amend and reenact section 54-10-14 of the North Dakota Century Code as amended by section 3 of chapter 493 of the 1971 Session Laws of North Dakota, relating to auditing of political subdivisions.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 54-10-14 of the North Dakota Century Code as amended by section 3 of chapter 493 of the 1971 Session Laws of North Dakota is hereby amended and reenacted to read as follows:

54-10-14. MUNICIPAL AGENCIES, PARK BOARDS, SCHOOL DISTRICTS - AUDITS - FEES - ALTERNATIVE AUDITS.) The state auditor by his duly appointed deputy auditors or other authorized agents, shall audit, at least once every two years, the official financial records, accounts, and proceedings of the following governing bodies and officials of the following political subdivisions which have a population in excess of one hundred fifty persons:

1. City councils and commissions;
2. City auditors and treasurers;
3. Park district clerks and treasurers;
4. School boards and boards of education;
5. School districts clerks, treasurers, and secretaries; and
6. Trustees and officials of the firemen's relief association.

The governing bodies and officials of the above-mentioned political subdivisions having a population of one hundred fifty or less persons shall be audited at least once every four years by the state auditor's department. Audits may be conducted at more frequent intervals if the state auditor, in his discretion, deems it advisable. The governing board of any such city, park board, or school district may provide for an audit annually by a certified public accountant, and such audit report shall be in such form and contain such information as the state auditor may require in addition to other information, and in such case the state auditor shall not be required to make the examination heretofore provided for in this section.

Two copies of such audit reports shall be filed with the state

auditor and one copy with the state bonding fund by the certified public accountant making such audit at the same time that the report of audit is delivered to said city, park board, or school district, and the governing board of such subdivision shall not pay the fee for such audit until evidence of such filing is furnished. The state auditor may require the correction of any irregularities, objectionable accounting procedures, or illegal actions on the part of the governing boards and officers of such subdivisions disclosed by such audit reports, and failure to make such corrections shall result in audits being resumed by the state auditor until such irregularities, procedures, or illegal actions are corrected and fees for such audits, so resumed, shall be paid in accordance with this section. The state auditor shall charge an amount equal to the fair value of the audit and other services rendered plus actual costs incurred by the state auditor to the political subdivisions in making and otherwise preparing the reports of audits herein provided for. All fees for the audits herein provided shall be paid by the subdivision audited to the state treasurer and by him credited to the general fund of the state.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LANG, Chairman

Rep. Lodoen 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. 1473 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Martinson 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. 1509 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 1511 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 State and Federal Government to whom was referred House Bill No. 1532 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 Judiciary to whom was referred House Bill No. 1533 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. H. Christensen 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. 1135 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16, after the word "such" insert the word "daily",

insert beginning triple parentheses before the word "shall", and delete the beginning triple parentheses before the word "ten"

On page 1, line 17, delete the words "twenty-five" and place beginning triple parentheses before the word "dollars"

On page 1, line 18, place ending triple parentheses after the word "subsistence" and insert the following in lieu thereof: "for each of the grades hereafter listed shall be increased by the percentage set forth after such grade as follows:

1. E-3 55%
2. E-4 45%
3. E-5 35%
4. E-6 25%
5. E-7 15%
6. E-8 10%

Each enlisted man shall also receive transportation, shelter, and subsistence'

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Hildebrand moved 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. 1304 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, delete the word "one" and insert the word "fifty"

On page 1, line 14, delete the word "hundred"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Rice 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. 1307 has had the same under consideration and recommends that the same be amended as follows:

On page 2, after line 24, insert the following new section:

"SECTION 4. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the same amount which was distributed to each county equalization fund for personal property tax replacement revenue for the second year of the 1971-73 biennium shall be paid to that county from the personal property tax replacement appropriation for each year of the 1973-75 biennium."

And renumber the lines accordingly.

And when so amended it be re-referred to the Committee on Appropriations.

REP. DORNACKER, Chairman

Rep. Gackle 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. 1390 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. RUNDLE, Chairman

Rep. Jacob moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1390 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3017 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13, delete the word "September"

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Kretschmar 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. 3040 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 6, delete the words "in its infinite"

On page 2, line 7, delete the word "wisdom"

And renumber the 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 Veterans' Affairs to whom was referred House Concurrent Resolution No. 3042 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 Veterans' Affairs to whom was referred House Concurrent Resolution No. 3044 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4, delete the numerals "1974" and insert in lieu thereof the numerals "1972"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. RUNDLE, Chairman

Rep. Orange 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. 3045 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. HERMAN, Chairman

Rep. Timm moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3045 was re-referred to the Legislative Council Resolutions Committee.

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 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 Concurrent Resolution No. 3050 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Bassingthwaite moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent member 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 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 HOUSE RESOLUTIONS

Committee on Appropriations introduced:

House Concurrent Resolution No. 3055. A Concurrent Resolution urging the Congress of the United States to review federal statutes relative to the Aid to Families with Dependent Children Program.

Was read the first time and referred to the Committee on Appropriations.

Committee on Industry, Business and Labor introduced:

House Concurrent Resolution No. 3056. A Concurrent Resolution directing the Legislative Council to study and review statutes relating to labor laws in the public and private sector of North Dakota's economy.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Rep. Fleming introduced:

House Concurrent Resolution No. 3057. A Concurrent Resolution urging Congress to reassert its constitutional role in the planning, reviewing, and implementing of foreign policy.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Backes and Weber introduced:

House Concurrent Resolution No. 3058. A Concurrent Resolution commending and honoring former Governor and Mrs. William L. Guy for their twelve years of service to the citizens of North Dakota.

Was read the first time and referred to the Committee on Finance and Taxation.

Rep. Raymond introduced:

House Concurrent Resolution No. 3059. A Concurrent Resolution directing the Legislative Council to conduct a study of the feasibility and desirability of establishing a department of consumer affairs.

Was read the first time and referred to the Committee on Education.

Rep. LaGrave introduced:

House Concurrent Resolution No. 3060. A Concurrent Resolution expressing support and encouragement for education of the public concerning the nature and extent of the problem of alcoholism.

Was read the first time and referred to the Committee on Education.

Reps. Lundene, Backes and Opedahl introduced:

House Concurrent Resolution No. 3061. A Concurrent Resolution requesting the Congress and the President of the United States to continue support for the Green Thumb Program and similar programs which benefit older Americans.

Was read the first time and referred to the Committee on Judiciary.

Reps. Freborg, Jenkins and Reimers introduced:

House Concurrent Resolution No. 3062. A Concurrent Resolution

urging Congress to limit the application of the Occupational Safety and Health Act.

Was read the first time and referred to the Committee on Appropriations.

Rep. Rued introduced:

House Concurrent Resolution No. 3063. A Concurrent Resolution directing the Legislative Council to study vocational education.

Was read the first time and referred to the Committee on Education.

Reps. Mertens, H. Johnson, Hildebrand and Bassingthwaite introduced:

House Concurrent Resolution No. 3064. A Concurrent Resolution urging Congress to enact legislation which would provide reimbursement to farm owners and operators for migratory bird depredation.

Was read the first time and referred to the Committee on Finance and Taxation.

Reps. Gackle, Wilkie, Laughlin and Lundene introduced:

House Concurrent Resolution No. 3065. A Concurrent Resolution directing the Legislative Council to study the feasibility of granting some form of tax relief to beginning farmers and ranchers.

Was read the first time and referred to the Committee on Finance and Taxation.

Rep. Atkinson introduced:

House Concurrent Resolution No. 3066. A Concurrent Resolution directing the Legislative Council to conduct a study of the laws relating to the organization and incorporation of municipalities of this State.

Was read the first time and referred to the Committee on Judiciary.

Reps. Opedahl and Lundene introduced:

House Concurrent Resolution No. 3067. A Concurrent Resolution urging Congress to continue federal support for library programs.

Was read the first time and referred to the Committee on Appropriations.

Reps. Jacobson, Lee, Tinjum and Dick introduced:

House Concurrent Resolution No. 3068. A Concurrent Resolution urging the North Dakota Public Service Commission to grant certain mines in North Dakota two yearly extensions of their current three-year permits and to allow these mines to remain under the provisions of chapter 38-14 as enacted in 1969 and amended in 1971 during this five-year period.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Reps. Jacobson, Laughlin and Hildebrand introduced:

House Concurrent Resolution No. 3069. A Concurrent Resolution directing the Legislative Council to conduct a study of the feasibility and desirability of consolidating various elections held in the State of North Dakota.

Was read the first time and referred to the Committee on Judiciary.

Rep. Jaeger introduced:

House Concurrent Resolution No. 3070. A Concurrent Resolution urging the United States Congress and the Administration to take additional steps to prevent the smuggling of drugs into the United States.

Was read the first time and referred to the Committee on Judiciary.

Reps. Jaeger and Grubb introduced:

House Concurrent Resolution No. 3071. 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.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Jaeger introduced:

House Concurrent Resolution No. 3072. A Concurrent Resolution urging Congress to rescind and revoke the membership of the United States in the United Nations.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Stone introduced:

House Concurrent Resolution No. 3073. A Concurrent Resolution relating to absenteeism in the Congress of the United States.

Was read the first time and referred to the Committee on Judiciary.

Rep. Metzger introduced:

House Concurrent Resolution No. 3074. A Concurrent Resolution directing a study by the Legislative Council to determine the feasibility of state administration of the Occupational Safety and Health Act.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Committee on Education introduced:

House Concurrent Resolution No. 3075. A Concurrent Resolution directing the Legislative Council to study the effect of recent teachers' retirement enactments on previously retired teachers.

Was read the first time and referred to the Committee on Education.

Rep. Bassingthwaite introduced:

House Concurrent Resolution No. 3076. A Concurrent Resolution directing the Legislative Council to study the statutes and regulations relating to the zoning of waters and the boating laws of North Dakota.

Was read the first time and referred to the Committee on State and Federal Government.

Committee on Transportation introduced:

House Concurrent Resolution No. 3077. A Concurrent Resolution directing the Legislative Council to continue the study of alternative methods of distributing highway taxes between the counties, cities, and townships.

Was read the first time and referred to the Committee on Finance and Taxation.

Rep. Atkinson introduced:

House Concurrent Resolution No. 3078. A Concurrent Resolution directing the Legislative Council to study the feasibility and desirability of adopting a statewide building code.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Rep. Fleming introduced:

House Concurrent Resolution No. 3079. A Concurrent Resolution urging the Congress of the United States to retain the provision of the Internal Revenue Code on capital gains for timber.

Was read the first time and referred to the Committee on Finance and Taxation.

Reps. Kingsbury and A. Hausauer introduced:

House Concurrent Resolution No. 3080. A Concurrent Resolution providing for a study by the Legislative Council of the coordination and evaluation of salary adjustments, reimbursements, and fringe benefits for public employees.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Stone introduced:

House Concurrent Resolution No. 3081. A Concurrent Resolution directing the Legislative Council to study the feasibility and necessity of establishing a public defender system for all or any portion of North Dakota.

Was read the first time and referred to the Committee on Judiciary.

Rep. Backes introduced:

House Concurrent Resolution No. 3082. A Concurrent Resolution directing the Legislative Council to conduct a study of present and future state governmental building needs and to propose a plan for the allocation of space to the various departments and agencies of government of the State of North Dakota.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Mertens and Rau introduced:

House Concurrent Resolution No. 3083. A Concurrent Resolution urging the President and the Congress of the United States to continue the hot lunch program and the recess milk program.

Was read the first time and referred to the Committee on Education.

Reps. Atkinson, R. Christensen and H. Christensen introduced:

House Concurrent Resolution No. 3084. A Concurrent Resolution urging coordination and cooperation among North Dakota's judiciary, state's attorneys, private attorneys, social service workers, and the clergy in an intensified effort toward elimination of abuses surrounding the support of dependent children; the establishment of paternity for children born out of wedlock; the reduction in the incidence of divorce, separation and desertion; and the preservation of family life in the State of North Dakota.

Was read the first time and referred to the Committee on Judiciary.

Rep. Dornacker introduced:

House Concurrent Resolution No. 3085. A Concurrent Resolution encouraging the State Board of Equalization to establish a 19 percent 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. Backes, Laughlin, Poyzer and Reimers introduced:

House Concurrent Resolution No. 3086. A Concurrent Resolution supporting the adoption of reasonable railroad freight rates for the transportation of North Dakota's small grains westbound to export markets.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Rep. Bridston introduced:

House Concurrent Resolution No. 3087. A Concurrent Resolution urging the Congress of the United States to adopt and submit to the people of the United States an amendment to the Constitution providing for the establishment of a single six-year Presidential term.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Dornacker introduced:

House Concurrent Resolution No. 3088. A Concurrent Resolution directing the Legislative Council to study the feasibility and desirability of amending chapter 57-37 of the North Dakota Century Code, the estate tax law.

Was read the first time and referred to the Committee on Finance and Taxation.

Committee on Appropriations introduced:

House Concurrent Resolution No. 3089. A Concurrent Resolution calling for a Legislative Council study to determine how North Dakota can best care for and educate the deaf-blind children in the State.

Was read the first time and referred to the Committee on Appropriation.

FIRST READING OF SENATE BILLS

Senate Bill No. 2014. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota, and which are under the supervision of the attorney general's office.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2033. A Bill for an Act to provide for alternate methods of disposing of certain traffic offenses; to define moving and nonmoving offenses; to provide for mandatory suspension of motor vehicle operators' licenses when certain numbers of demerits have accumulated on licensees' driving records; to create and enact section 29-27-02.1 of the North Dakota Century Code, relating to disposition of fines and forfeitures; and to amend and reenact subsection 3 of section 29-01-14, sections 29-05-31, 39-05-12, subsections 2 and 9 of section 39-06-03, subsection 1 of section 39-06-17, sections 39-06-31, 39-06-32, 39-07-09, 39-07-11, 39-08-18, 39-09-01, 39-10-31, 39-12-08, 39-12-09, subsection 2 of section 39-16.1-07, subsection 1 of section 39-21-46, sections 39-21-50, 39-24-11, and 40-05-06 of the North Dakota Century Code, relating to restricted licenses and mandatory revocation of licenses, to discretionary authority to suspend licenses, to the form of the uniform traffic summons and complaint, to the powers of halting officers, to the definition of magistrates, to the duties of magistrates, to the penalties to be assessed for certain traffic offenses, and to the maximum penalties for violation of city traffic ordinances.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2137. A Bill for an Act to amend and reenact section 39-05-32 of the North Dakota Century Code, relating to enforcement of motor vehicle title law.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2155. A Bill for an Act to amend and reenact section 39-04-15.1 of the North Dakota Century Code, relating to the registration of motor vehicles over thirty-six thousand pounds.

Which was read the first time and referred to the Committee on Transportation.

Senate Bill No. 2183. A Bill for an Act to create and enact two new subsections to section 15-47-38 of the North Dakota Century Code, and to amend and reenact subsection 10 of section 15-29-08 of the North Dakota Century Code, relating to powers of

the school board and providing for rules for suspension or dismissal of a teacher.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2301. A Bill for an Act to create and enact section 57-15-51.1 of the North Dakota Century Code, to authorize a special townships tax levy for ambulance services.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2337. A Bill for an Act to provide state solid waste management and land protection, and providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2413. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the Bank of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

Pursuant to Rep. Streibel's motion, the House stood adjourned.

ROY GILBREATH, Chief Clerk

THIRTY-FIRST DAY

Bismarck, February 13, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. R. R. Patzer, Pastor of the Seventh Day Adventist Church, Bismarck.

Roll was called, and all members were present except Rep. Hensrud.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the twenty-ninth day after recess and thirtieth day, and finds the same to be correct.

REP. GUNDERSON, Chairman

Rep. Rued moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Raymond has moved that the amendments to House Bill No. 1026 as recommended by the Committee on Education as printed on page 631 of the House Journal be adopted, which motion prevailed.

House Bill No. 1026 was re-referred to the Committee on Appropriations.

Rep. Gackle has moved that the amendments to House Bill No. 1029 as recommended by the Committee on Finance and Taxation as printed on page 632 of the House Journal be adopted, which motion prevailed.

Rep. Erickson has moved that the amendments to House Bill No. 1350 as recommended by the Committee on Education as printed on page 633 of the House Journal be adopted, which motion prevailed.

Rep. Hildebrand has moved that the amendments to House Bill No. 1460 as recommended by the Committee on Education as printed on page 634 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. 1006 has had the same under consideration and recommends that the same be amended as follows:

On page 1, delete lines 15 through 22

On page 2, line 14, delete the numerals "20,000" and insert in lieu thereof the numerals "15,000"

On page 2, line 15, delete the numerals "20,000" and insert in lieu thereof the numerals "15,000"

On page 2, line 18, delete the numerals "1,000,000" and insert in lieu thereof the numerals "500,000"

On page 2, line 19, delete the numerals "1,000,000" and insert in lieu thereof the numerals "500,000"

On page 3, line 19, delete the numerals "1,294,280" and insert in lieu thereof the numerals "765,180"

And renumber the pages, lines, and subdivisions accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The appropriation for the Interstate Oil Compact was deleted because the same appropriation is included in a Senate bill.

The appropriation for Boys and Girls Clubwork was deleted because there is no statute for this appropriation in this bill, but it is included in House Bill No. 1291.

The North Dakota Firemen's Association budget was decreased \$5,000 because the committee felt an increase of 50% was sufficient.

The Emergency Commission budget was decreased because it was the feeling of the committee that \$500,000 is sufficient. The commission was not intended to be merely a drawing account. It was meant to be an emergency account and to be used only as such.

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. 1015 has had the same under consideration and recommends that the same be amended as follows:

On page 1, delete line 20

On page 1, line 23, delete the numerals "3,389,117" and insert in lieu thereof the numerals "3,329,117"

On page 2, line 1, delete the numerals "2,399,117" and insert in lieu thereof the numerals "2,339,117"

On page 2, line 11, delete the numerals "2,504,798" and insert in lieu thereof the numerals "2,444,798"

On page 2, line 13, delete the numerals "3,549,798" and insert in lieu thereof the numerals "3,489,798"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The appropriation to the Water Conservation Commission was reduced \$60,000 because federal funding for the Souris Red Rainy has been discontinued.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1038 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.

House Bill No. 1038 was indefinitely postponed.

MOTION

Rep. Streibel moved that the rules be suspended, and that the House be at ease to receive the Senate in joint session, which motion prevailed.

JOINT SESSION

Rep. Streibel moved that a committee of two be appointed to escort the Lt. Governor to the rostrum, which motion prevailed, and Reps. Peterson and Backes were so appointed by the Speaker.

Lt. Governor Sanstead was escorted to the rostrum.

The Speaker presented Lt. Governor Sanstead to the Assembly and turned over the gavel to him.

Rep. Streibel moved that a committee of two be appointed to escort the Hon. Milton R. Young, United States Senator, and Mrs. Young, to the rostrum, which motion prevailed.

Lt. Governor Sanstead appointed Senator Sandness and Rep. Dick to such committee, and escorted the Senator and Mrs. Young to the rostrum, and the Senator addressed the Assembly.

Rep. Streibel moved that the following remarks of Senator Milton R. Young be printed in the Journal:

"I deeply appreciate your convening this joint session, and especially knowing how busy you are now. I have spoken briefly to both the House and Senate every session since I left here in 1945, but this is the first time I have been accorded this honor. This is very special to me, too, since this is the 40th anniversary of my being elected to this State House of Representatives.

"My first election was no landslide victory. I won by 37 votes. This was during the depth of the drought and depression when we were all broke. Like most people, my debts were far greater than my assets.

"About everyone was broke, including the state and almost every political subdivision. Most people then sought answers to many of their problems through politics.

"1932, when I was elected to the House, was the year of the greatest victory for the Non-Partisan League. Most of their candidates received a two-thirds majority or more. Probably the major reason for my survival politically all these years is that I learned a lot about politics from these old Leaguers. It was a must. I would have been out of business long ago if I hadn't been a good student.

"Serving in the United States Senate has been an honor and a challenge, but the years I spent here in the House and Senate were more enjoyable. I would not have been a member of the United States Senate if it had not been for this experience and my friends here. Even though legislators took their politics more seriously then, there was always a very close friendly relationship. I still have a very special and warm feeling toward this Legislature and you who serve here. Somehow I still think I belong here.

"I will always have some interesting memories of my first sessions here. For example, Representative Ben Fedje of Williams County, in one of his many colorful and earthy speeches, tried to tell some of the more conservative members of the House from the eastern part of the state why they were more radical out west where he lived. His major point — and it was a good one — was that if the conservatives from the eastern part of the state had no crops and were broke, they would be radicals too. There is a lot of truth to what Ben had to say. Financial circumstances seemed to make a difference in people's political philosophy then as now.

"As I said previously, if it hadn't been for some of the friends I made here — and particularly one — I would never have been

a member of the United States Senate. The late Governor Fred G. Aandahl, one of the great men of my time, was President of the Barnes County Corn and Hog Board in 1934 when I was Chairman of the same committee in LaMoure County. This was the first of the farm Triple A programs. We became close friends then and later when we were both members of the Senate. Probably one of the major reasons why he appointed me was because his views on most issues were much the same as mine, and we often conferred on legislative matters when we were both members of the State Senate.

"No one in those drought-stricken depression years ever dared hope that this state could again become financially solvent, so productive, so beautiful with all the trees, and all the tremendous progress that it has made since then. All of the great changes in North Dakota have been for the better.

"I wish I could say as much for our Federal Government. When I first went to the United States Senate in March of 1945, our national debt was approximately \$259 billion. Today it is estimated to be \$482 billion. In great contrast, North Dakota has practically no indebtedness — thanks to level-headed people like you.

"When I went to the Senate during the closing months of World War II we were the richest, most powerful nation in the world. Every nation, even our adversaries in that war, respected us. We were the friends of people everywhere on earth. Today we are severely criticized all over the world, even by some we helped the most. At least a part of this has been the misfortune of leading nations throughout history. We are the greatest and wealthiest nation and, naturally, are envied. As a leader, we are forced to take positions that are sometimes unpopular.

"I can't help but feel that we have gone much too far in intervening, particularly militarily, in the problems of the nations all over the world. We have extended ourselves far beyond our capabilities. During my comparatively short time in Congress we have been engaged in three major wars — the one in Vietnam the longest in history. Fortunately, at long last we have gotten out of this unfortunate unnecessary war. I hope we as a nation have learned something from this sad and costly experience.

"I wonder sometimes if we aren't fast reaching the situation of Great Britain — that of having had too many costly wars and being forced to accept a position of a third-rate power with far less influence in world affairs.

"With our huge national debt and literally hundreds of new and costly domestic programs — the costs of which are escalating by billions each year — can we be the strong, viable power of the past?

"Right now our money is again being devalued in foreign markets. We face another financial crisis.

"For the current fiscal year our estimated Federal expenditures, if not cut by the President, would have been \$258 billion. We have reached the point where 20 percent of our entire gross national product now goes to pay for Federal Government and fourteen percent for state and local government.

"President Nixon is now attempting, as you know, to reduce these Federal expenditures to \$250 billion. I can't help but believe many of the cuts he is making are unwise and in the wrong programs. Some are justified. Even after the cuts he is making, we will still have a Federal deficit of approximately \$20 billion.

"Let me give you some of the reasons why our national expenditures and budget deficits have increased so sharply in recent years.

"The cost of the war in Vietnam, this fiscal year ending July 1, will still be in excess of \$8 billion. With the cease-fire this cost

will be cut, but this may be partially offset by expenditures for the rehabilitation of Indo China, much the same as after World War II.

"While we have reduced our military forces by nearly three million in the last four years, the cost of personnel still represents 53% of the total defense budget. The average annual pay for military personnel has risen from \$5500 in 1968 to an average now of \$10,000. Most of the increased cost for personnel is due to the all-volunteer military force, which is now almost a reality. Draft calls are ended.

"The ever-increasing interest on our national debt is now in excess of \$24 billion this year.

"The cost for family feeding such as Food Stamps, the School Lunch Program and others in the Agriculture Bill alone have risen in the last four years from less than \$1 billion to more than \$4 billion now.

"Environmental costs have risen from less than \$1 billion in 1968 to over \$3.5 billion now. The overall cost now is much higher.

"Last year President Nixon asked for \$8 billion to deal with water pollution for a three-year period — but Congress authorized and appropriated in the same bill \$24.8 billion for the next three years.

"The cost of all health, education, and welfare programs has increased sharply.

"Revenue sharing to the states — a new drain on the Treasury — represents approximately another \$6 billion a year.

"A law enacted in 1971 reduced revenue from Federal income and other taxes by \$24.6 billion. This, plus the \$6 billion revenue sharing, would have left a sizable Federal surplus rather than a big deficit.

"Most of these programs I mentioned have merit and are necessary, but if we are to have a viable, strong economy either the President or the Congress, or both, will just have to reduce Federal expenditures or increase taxes.

"This Administration, or any other Administration, in its efforts to more nearly balance the budget, will invariably make the deepest cuts where the least number of people are affected. This is one reason why some good farm programs were emasculated.

"As the result of huge exports of farm commodities, farm prices have improved. One of the brighter spots in the budget is that when farm prices increase farm price support program costs automatically decrease considerably.

"One of the most encouraging things about our whole economy is that we have a very efficient agriculture and can more than compete with the rest of the world. Our world trade deficit would be far worse if it were not for our \$10 billion in farm exports this year.

"The easiest answer for a Member of Congress to the financial mess we are in is to advocate balancing the budget by making deeper cuts in defense spending. We can and will make sizable cuts in defense spending, but to follow the course advocated by many would soon make us a second-rate power to Russia.

"If a Member of Congress were only concerned about his reelection, the easiest way to be successful would be for him to vote for all Federal expenditures and against all the taxes to pay for them. Far too many follow that policy now. I will continue to support all good and necessary programs, but will continue to oppose many which have little need and often do more harm than good. I will continue to support whatever expenditures is necessary for our national security whether it is popular or not.

"I have only the highest commendation for your frugality in meeting the sharply increasing costs of State Government without going into debt or increasing taxes. If the Federal Government followed your policies a little more closely, we would not be in so much trouble.

"In closing, may I say a word about recent seniority changes in Congress which you have been hearing so much about. Most of the changes proposed by John Gardner, the great liberal head of Common Cause, would sharply reduce the power and influence of the smaller states. A Senator from a small agriculture state would have little chance of ever becoming a chairman or ranking member of a major committee such as Appropriations. He would have a pretty small base to start from since there are only three farmers in the Senate and agriculture now represents only about 4½% of our total population. No one in the Senate, spearheading this Common Cause anti-seniority drive, has ever expressed any sympathy or concern for agriculture.

"Under the new Senate Republican rules, any ranking member or chairman of a committee has to be elected by the members of that committee. This does not affect me as those who held ranking positions at the start of this Congress are given permanent status. A Common Cause proposal which was defeated would have permitted seven members of the Senate Republican Conference Committee to select the chairmen and ranking members of all the committees.

"Common Cause and their friends — and they have a following in North Dakota — would not only prohibit anyone from being a candidate for Congress after he reached the age of 65, but they would have to retire when they reached that age during a term of office. At least these great reformers are bi-partisan. They would not only get rid of me now — but my colleague, Senator Burdick, later this year!

"Supporting farm programs is becoming increasingly unpopular in Congress and, to some extent, in North Dakota. Popular or unpopular, my position will remain unchanged. I am going to find out the hard way. As you have undoubtedly noted, I am going to be a candidate for re-election."

Rep. Streibel moved that the Joint Session be dissolved, which motion prevailed. Lt. Governor Sanstead declared the Joint Session dissolved.

The House reconvened, with Speaker Bunker presiding.

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:

On page 1, line 20, delete the numerals "170,234" and insert in lieu thereof the numerals "193,140"

On page 1, line 21, delete the numerals "66,154" and insert in lieu thereof the numerals "78,000"

On page 1, line 22, delete the numerals "6,660" and insert in lieu thereof the numerals "2,200"

On page 1, line 23, delete the numerals "19,650" and insert in lieu thereof the numerals "8,000"

On page 1, line 24, delete the numerals "262,698" and insert in lieu thereof the numerals "281,340"

On page 2, line 1, delete the numerals "66,590" and insert in lieu thereof the numerals "30,640"

On page 2, line 2, delete the numerals "196,108" and insert in lieu thereof the numerals "250,700"

On page 2, line 25, delete the numerals "1,270,238" and insert in lieu thereof the numerals "1,310,938"

On page 2, line 26, delete the numerals "46,700" and insert in lieu thereof the numerals "6,000"

On page 2, line 27, delete the numerals "272,772" and insert in lieu thereof the numerals "286,664"

On page 2, line 28, delete the numerals "1,527,537" and insert in lieu thereof the numerals "1,532,287"

On page 2, line 29, delete the numerals "1,800,309" and insert in lieu thereof the numerals "1,818,951"

On page 3, after line 9, insert the following:

"SECTION 4. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the seed department use such amounts of the general fund appropriation as are certified to the Department of Accounts and Purchases for use in the free testing of seed."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

This budget provides funding the predatory control program on an operational basis with priority on coyote and fox control and operational on other control programs as it relates to beaver, raccoon, skunk, rodents, and rabies and extension programs where operational programs are not feasible.

REP. REIMERS, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1050 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: "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.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 54-27-19 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-27-19. HIGHWAY TAX DISTRIBUTION FUND — STATE TREASURER TO MAKE ALLOCATION TO STATE, COUNTIES, AND CITIES.) A highway tax distribution fund is hereby created as a special fund in the state treasury into which shall be deposited the moneys available by law from collections of motor vehicle registration and related fees, fuels taxes, special fuels taxes, use taxes, and special fuels excise taxes. Any moneys in the highway tax distribution fund shall be **allocated and transferred monthly** by the state treasurer, as follows:

1. Sixty-three percent of such moneys shall be transferred monthly to the state highway department and placed in a state highway department fund.
2. Thirty-seven percent of such moneys shall be allocated to the counties of this state in proportion to the number of motor vehicle registrations credited to each county. Each county shall be credited with the certificates of title of all motor vehicles registered by residents of such county. The state treasurer shall compute and distribute the counties' share monthly after deducting the incorporated cities' share. All the moneys received by the counties from the highway tax distribution fund shall be set aside in a separate fund called the "highway tax distribution fund" and shall be appropriated and applied solely for highway purposes in ac-

cordance with article 56 of the North Dakota Constitution. The amount transferred each month into the highway tax distribution fund of any county shall be the difference between the amount allocated to that county pursuant to this subsection and the total amount allocated and distributed to the incorporated cities in that county as computed according to the following formula:

- a. Twenty-seven percent of the amount allocated to all of the counties under this subsection shall be the incorporated cities' share and shall be divided by the total population of all of the incorporated cities in the state to determine the statewide per capita average.
- b. The share to each city having a population of less than one thousand shall be determined by multiplying the population of that city by the product of 1.50 times the statewide per capita average computed under subdivision a.
- c. The share to each city having a population of one thousand to four thousand nine hundred ninety-nine, inclusive, shall be determined by multiplying the population of that city by the product of 1.25 times the statewide per capita average computed under subdivision a.
- d. The share to each city having a population of five thousand or more shall be determined by multiplying the population of that city by the per capita average for all such cities, which per capita average shall be computed as follows: the total of the shares computed under subdivisions b and c for all cities having a population of less than five thousand shall be subtracted from the total incorporated cities' share as computed under subdivision a and the balance remaining shall then be divided by the total population of all cities of five thousand or more.

The (((state treasurer shall compute and distribute monthly twenty-seven percent of the sums allocated to each county to the incorporated cities within such county on the basis of the per capita))) population of all of the incorporated cities (((situated within such county))) shall be as determined by the last official regular or special federal census or the census taken in accordance with the provisions of chapter 40-02 of the North Dakota Century Code in case of a city incorporated subsequent to such census. The moneys (((sent))) allocated to the incorporated cities shall be distributed to them monthly by the state treasurer and shall be deposited by the cities in a separate fund and shall only be used in accordance with article 56 of the North Dakota Constitution, provided that any incorporated city may use such fund for the construction, reconstruction, repair and maintenance of public highways within or outside such city pursuant to an agreement entered into between the city and any other political subdivision as authorized by section 54-40-08."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. BERG, Vice-Chairman

Rep. Herman 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. 1173 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1173 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1185 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Watkins moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1185 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1049 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 8, after the semicolon insert the following: "to amend and reenact section 27-02-02.1 of the North Dakota Century Code, relating to additional compensation for supreme and district court judges;"

On page 5, after line 4, insert the following new section:

"SECTION 3. AMENDMENT.) Section 27-02-02.1 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

27-02-02.1. ADDITIONAL COMPENSATION - SUPREME AND DISTRICT COURT JUDGES.) In addition to the judicial salaries provided by sections 27-02-02 and 27-05-03 of this Code, each judge of the supreme court shall receive as additional salary the sum of (((four))) ten thousand dollars annually, and each district court judge shall receive as additional salary the sum of (((four))) ten thousand dollars annually, payable in equal monthly payments."

On page 11, line 8, delete the word "of", and insert in lieu thereof the word "necessary"

On page 11, delete lines 9 through 16, and insert the following in lieu thereof: "to make the payments required under sections 1 and 2 of this Act for current judges of the supreme and district courts who transfer their contributions under chapter 27-17 to the public employees' retirement system authorized by chapter 54-52, which sums can be calculated by applying the figure .05625, compounded annually, to the periodic annual balances in the individual judge's account maintained under chapter 27-17, and adding to the result an amount equal to sixty percent of the judge's individual contributions calculated to the date of his election to join the public employees' retirement system or to the date of commencement of a new term of office after the effective date of this Act, as the case may be. The sums appropriated above shall, during the period commencing July 1, 1973, and ending June 30, 1975, be payable on order of the director of the department of accounts and purchases at such time or times as supreme or district court judges transfer into the public employees' retirement system pursuant to sections 1 or 2 of this Act, and shall be paid to the public employees' retirement system and credited to an account in the name of the transferring judge. In addition to other appropriations for defraying the expenses of the judicial department of state government, there is hereby appropriated the sums necessary to make the state matching salary contribution for supreme and district court judges coming under the public employees' retirement system pursuant to this Act during the period beginning July 1, 1973, and ending June 30, 1975. Such sum can be calculated by applying the figure .05 to the amount of salary payable to each judge covered under the public employees' retirement system during any portion of the period beginning July 1, 1973, and ending June 30, 1975. There is hereby transferred from the judicial retirement fund to the public employees' retirement system such amounts as may be necessary to comply with sections 1 and 2 of this Act during the period commencing July 1, 1973, and ending June 30, 1975, which transfers shall be made on order of the director of the department of accounts and purchases."

And renumber the lines, sections, and pages accordingly.

And when so amended it be re-referred to the Committee on Appropriations.

REP. HILLEBOE, Chairman

Rep. Martinson 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. 1199 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 5, delete the words "creating an appropriation" and insert the following in lieu thereof: "providing an appropriation of state and federal funds"

On page 2, delete lines 3 through 8 and insert the following new section in lieu thereof:

"SECTION 2. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$75,000.00, or so much thereof as may be necessary; and the sum of \$75,000.00 in federal funds, or so much thereof as may be necessary, which sums are appropriated to the director of institutions for the purpose of renovation and remodeling of the crime building under the control of the director of institutions. The director of institutions is hereby authorized to accept additional federal funds which may become available for this project, and such funds are hereby appropriated to the director of institutions. It is the intent of the legislative assembly that expenditures from the general fund appropriation contained in this section shall be reduced by the amount of any additional federal funds received and herein appropriated. The total cost of the renovation and remodeling project herein provided for shall not exceed \$150,000.00."

And renumber the lines accordingly.

Statement of the Purpose of the Amendment:

The state portion for the remodeling and renovation of the crime building was reduced because of the availability of additional LEAA funds. It is the intent of the committee that the parking lot be completed within the amount appropriated for the remodeling and renovation.

REP. REIMERS, Chairman

Rep. Olin 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. 1213 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Jaeger moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1213 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1226 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 23, delete the triple parentheses before the word "DEFINED"

On page 1, line 24, delete the triple parentheses after the word "EXCEPTIONS" and delete the triple parentheses before the words "A nonresident student"

On page 3, line 1, delete the triple parentheses after the period and also on line 1, delete the following: "The state board of higher education shall have the" and insert in lieu thereof the following: "Any student who, because of peculiar or unusual circumstances, is aggrieved by the above definition of a nonresident student may

appeal to the board of higher education and the board shall, if they determine the circumstances justify such action, admit such student to the institution of higher learning as a resident for tuition purposes."

On page 2, delete all of lines 2 and 3

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Backlin 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. 1259 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Rued moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1259 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1297 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.

House Bill No. 1297 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1313 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Rued moved that the report be adopted.

Rep. Bridston requested that he be excused from voting on the motion of Rep. Rued because of a personal interest.

Rep. Strinden moved that Rep. Bridston be allowed to vote on the motion of Rep. Rued, which motion prevailed.

The question then was on the motion of Rep. Rued to adopt the Committee Report on House Bill No. 1313, which motion prevailed.

House Bill No. 1313 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1362 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.

House Bill No. 1362 was indefinitely postponed.

Mr. Speaker: The Majority of your Committee on Education to whom was referred House Bill No. 1382 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Backlin
Rep. Eagles
Rep. Froeber
Rep. Hendrickson
Rep. Hildebrand
Rep. Jacobson
Rep. Larson
Rep. Leibhan
Rep. Raymond

Rep. Schindler
Rep. Tinjum
Rep. Watkins.

REP. KNUDSON, Chairman

Rep. Backlin moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Education to whom was referred House Bill No. 1382 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 word "a"

On page 1, line 20, place ending triple parentheses after the word "majority" and insert in lieu thereof the words: "sixty percent"

And renumber the lines accordingly.

Rep. Knudson
Rep. Stoltenow
Rep. Erickson
Rep. McGauvran

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. McGauvran moved that the report of the minority be substituted for that of the majority.

Rep. Kingsbury requested a recorded roll call on the motion of Rep. McGauvran that the Report of the Minority be substituted for the Report of the Majority.

ROLL CALL

The question being on the motion of Rep. McGauvran, the roll was called and there were ayes, 39; nays, 59; absent and not voting, 4.

Those voting in the affirmative were:

Austin	Gunderson	Knudson	Rice
Backes	Hausauer, L.	Lee	Rivinius
Bassingthwaite	Hentges	Livingston	Solberg
Berg	Herman	McGauvran	Stoltenow
Dotzenrod	Hilleboe	Marsden	Thorsgard
Erickson	Jaeger	Matheny	Timm
Fleming	Jenkins	Murphy	Weber
Freborg	Johnson, H.	Nermyr	Wilkie
Gronneberg	Kingsbury	Olson	Mr. Speaker
Grubb	Kloubec	Poyzer	

Those voting in the negative were:

Backlin	Hendrickson	Lodoen	Rued
Bridston	Hickle	Lundene	Rundle
Christensen, H.	Hildebrand	Martinson	Schindler
Christensen, R.	Jacob	Mertens	Scofield
Dick	Jacobson	Metzger	Stone
Dornacker	Johnson, K.	Meyer	Streibel
Eagles	Kermott	Miedema	Strinden
Froeber	Kretschmar	Olin	Tinjum
Gackle	LaGrave	Opedahl	Tweten
Ganser	Langley	Orange	Vander Vorst
Garnas	Larson	Peterson	Wagner
Gengler	Laske	Rau	Watkins
Hartl	Laughlin	Raymond	Winge
Haugland	Leibhan	Reimers	Winkjer
Hausauer, A.	Linderman	Royse	

Absent and not voting:

Atkinson	Hensrud	Lang	Welder
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The motion failed.

The question then was on the motion of Rep. Backlin to adopt the Report of the Majority of Committee on Education, which motion prevailed.

House Bill No. 1382 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1402 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.

House Bill No. 1402 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1455 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN Chairman

Rep. Kloubec moved that the report be adopted.

Rep. Backes moved a substitute motion that House Bill No. 1455 be placed on the calendar.

Rep. Backes requested a recorded roll call vote on the substitute motion.

The question being on the motion of Rep. Backes that House Bill No. 1455 be placed on the calendar.

ROLL CALL

The roll was called and there were ayes, 49; nays, 48; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hildebrand	Livingston	Poyzer
Backes	Hilleboe	Lundene	Rau
Bassingthwaite	Jacob	McGauvran	Rivinius
Berg	Jacobson	Martinson	Royse
Dornacker	Johnson, H.	Matheny	Rundle
Dotzenrod	Johnson, K.	Mertens	Solberg
Fleming	Knudson	Metzger	Stoltenow
Gackle	Kretschmar	Meyer	Tinjum
Gengler	Langley	Murphy	Vander Vorst
Gronneberg	Laughlin	Olson	Weber
Grubb	Lee	Opedahl	Wilkie
Haugland	Linderman	Orange	Winge
Hickle			

Those voting in the negative were:

Atkinson	Gunderson	Lang	Schindler
Backlin	Hartl	Larson	Stone
Bridston	Hausauer, A.	Laske	Streibel
Christensen, H.	Hausauer, L.	Lodoen	Strinden
Christensen, R.	Hendrickson	Marsden	Thorsgard
Dick	Hentges	Miedema	Timm
Eagles	Herman	Nermyr	Tweten
Erickson	Jaeger	Olin	Watkins
Freborg	Jenkins	Peterson	Wagner
Froeber	Kermott	Raymond	Weider
Ganser	Kloubec	Rice	Winkjer
Garnas	LaGrave	Rued	Mr. Speaker

Absent and not voting:

Hensrud	Leibhan	Reimers	Scofield
Kingsbury			

The motion prevailed.

House Bill No. 1455 was placed on the calendar.

Mr. Speaker: Your Committee on Finance and Taxation to whom

was referred House Bill No. 1478 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Murphy moved that the report be adopted.

Rep. Fleming moved a substitute motion that House Bill No. 1478 be placed on the calendar.

Rep. Fleming requested a recorded roll call vote on the substitute motion.

ROLL CALL

The question being on the adoption of the substitution motion, the roll was called and there were ayes, 39; nays, 59; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Herman	Linderman	Rau
Backes	Hildebrand	Livingston	Raymond
Bassingthwaite	Jacob	Lundene	Solberg
Dotzenrod	Johnson, H.	McGauvran	Thorsgard
Eagles	Kloubec	Martinson	Tinjum
Fleming	Knudson	Mertens	Watkins
Freborg	Kretschmar	Metzger	Weber
Gengler	Langley	Meyer	Wilkie
Gronneberg	Laughlin	Opedahl	Winge
Gunderson	Lee	Orange	

Those voting in the negative were:

Austin	Hausauer, L.	Lodoen	Rundle
Backlin	Hendrickson	Marsden	Schindler
Berg	Hentges	Matheny	Scofield
Bridston	Hickle	Miedema	Stoltenow
Christensen, H.	Hilleboe	Murphy	Stone
Christensen, R.	Jaeger	Nermyr	Streibel
Dick	Jenkins	Olin	Strinden
Dornacker	Johnson, K.	Olson	Timm
Erickson	Kermott	Peterson	Tweten
Froeber	Kingsbury	Poyzer	Vander Vorst
Gackle	LaGrave	Reimers	Wagner
Ganser	Lang	Rice	Weider
Garnas	Larson	Rivinius	Winkjer
Hartl	Laske	Royse	Mr. Speaker
Hausauer, A.	Leibhan	Rued	

Absent and not voting:

Grubb	Haugland	Hensrud	Jacobson
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The motion failed.

The question then was on the motion of Rep. Murphy to adopt the Committee Report on House Bill No 1478, which motion prevailed.

House Bill No. 1478 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1528 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1528 was indefinitely postponed.

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 indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3020 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Concurrent Resolution No. 3035 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Council Resolutions Committee.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

House Concurrent Resolution No. 3035 was re-referred to the Legislative Council Resolutions Committee.

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 do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. HILLEBOE, Chairman

Rep. Scofield moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3049 was re-referred to the Legislative Council Resolutions Committee.

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 and be re-referred to the Legislative Council Resolutions Committee.

REP. HILLEBOE, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3051 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on State and Federal Government 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. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3052 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3054 has had the same under consideration and recommends that the same do pass and 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.

The House Concurrent Resolution No. 3054 was re-referred to the Legislative Council Resolutions Committee.

SECOND READING OF HOUSE BILLS

House Bill No. 1011. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Which has been read.

Rep. Peterson requested a division on the question of the final passage of House Bill No. 1011.

Speaker Bunker ruled that a division of the question of final passage of House Bill No. 1011 was in order.

Rep. Peterson moved that the question of the final passage of House Bill No. 1011 be divided to have the sections to be voted on separately in the following manner:

- A. Subdivision 1.
- B. Subdivision 2.
- C. Subdivision 3 together with Section 4.
- D. Subdivision 4.

Speaker Bunker explained that should the motion of Rep. Peterson prevail, the House will vote according to the division as stated in Rep. Peterson's motion. Thereafter the House will vote on the final passage of House Bill No. 1011, excluding those portions which did not pass on the division of the question.

Rep. Peterson's motion prevailed.

The question then was on the final passage of Subdivision 1, shown on the engrossed bill on lines 19 through 24 on page 1 and line 1 on page 2.

ROLL CALL

The roll was called and there were ayes, 88; nays, 6; absent and not voting, 8.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Raymond
Backlin	Hausauer, L.	Leibhan	Reimers
Bassingthwaite	Hentges	Linderman	Rice
Berg	Herman	Livingston	Rivinius
Bridston	Hickle	Lodoen	Rued
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Hilleboe	McGauvran	Solberg
Dick	Jacob	Marsden	Stoltenow
Dornacker	Jacobson	Martinson	Stone
Dotzenrod	Jenkins	Matheny	Streibel
Eagles	Johnson, H.	Mertens	Strinden
Erickson	Johnson, K.	Metzger	Thorsgard
Fleming	Kermott	Meyer	Timm
Freborg	Kloubec	Miedema	Tinjum
Froeber	Knudson	Nermyr	Tweten
Gackle	Kretschmar	Olin	Vander Vorst
Ganser	LaGrave	Olson	Wagner
Garnas	Lang	Opedahl	Watkins
Gengler	Langley	Orange	Weber
Gronneberg	Larson	Peterson	Welder
Gunderson	Laske	Poyzer	Winge
Hartl	Laughlin	Rau	Mr. Speaker

Those voting in the negative were:

Backes	Murphy	Wilkie	Winkjer
Jaeger	Rundle		

Absent and not voting:

Atkinson	Haugland	Hensrud	Royse
Grubb	Hendrickson	Kingsbury	Scotfield

So Subdivision 1 of House Bill No. 1011 passed.

The question then was on the final passage of Subdivision 2, shown on the engrossed bill on lines 3 through 11, page 2.

Rep. Poyzer requested he be excused from voting on this portion of House Bill No. 1011 because of a personal interest.

Rep. Strinden moved that Rep. Poyzer be allowed to vote, which motion prevailed.

ROLL CALL

The roll was called and there were ayes, 80; nays, 17; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hickle	Linderman	Rice
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Austin	Hildebrand	Livingston	Rivinius
Backlin	Hilleboe	Lodoen	Royse
Bassingthwaite	Jacob	Lundene	Rued
Bridston	Jacobson	McGauvran	Schindler
Christensen, H.	Jenkins	Marsden	Scofield
Christensen, R.	Johnson, H.	Martinson	Stoltenow
Dornacker	Johnson, K.	Matheny	Stone
Dotzenrod	Kermott	Mertens	Streibel
Eagles	Kingsbury	Miedema	Strinden
Freborg	Kloubec	Nermyr	Thorsgard
Froeber	Knudson	Olin	Timm
Ganser	Kretschmar	Olson	Tweten
Garnas	LaGrave	Opedahl	Vander Vorst
Gronneberg	Lang	Orange	Wagner
Hartl	Langley	Peterson	Watkins
Hausauer, A.	Larson	Poyzer	Weber
Hausauer, L.	Laske	Rau	Winge
Hentges	Laughlin	Raymond	Winkjer
Herman	Lee	Reimers	Mr. Speaker

Those voting in the negative were:

Backes	Grubb	Metzger	Solberg
Berg	Gunderson	Meyer	Tinjum
Fleming	Jaeger	Murphy	Welder
Gackle	Leibhan	Rundie	Wilkie
Gengler			

Absent and not voting:

Dick	Haugland	Hendrickson	Hensrud
Erickson			

So Subdivision 2 of House Bill No. 1011 passed.

The question then was on the final passage of Subsection 3, shown on the engrossed bill on lines 13 through 24 of page 2, and Section 4, shown on the engrossed bill on lines 21 through 26 of page 3.

ROLL CALL

The roll was called and there were ayes, 80; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Lee	Reimers
Austin	Hausauer, A.	Leibhan	Rice
Backes	Hausauer, L.	Linderman	Rivinius
Backlin	Hendrickson	Livingston	Royse
Berg	Herman	Lundene	Rued
Bridston	Hickle	Marsden	Schindler
Christensen, H.	Hildebrand	Martinson	Scofield
Christensen, R.	Jacob	Matheny	Solberg
Dick	Jacobson	Mertens	Stoltenow
Dornacker	Johnson, H.	Meyer	Stone
Dotzenrod	Johnson, K.	Miedema	Streibel
Erickson	Kermott	Nermyr	Strinden
Fleming	Kingsbury	Olin	Thorsgard
Freborg	Kretschmar	Olson	Timm
Froeber	LaGrave	Opedahl	Tinjum
Gackle	Lang	Orange	Weber
Ganser	Langley	Peterson	Wilkie
Gengler	Larson	Poyzer	Winge
Gronneberg	Laske	Rau	Winkjer
Gunderson	Laughlin	Raymond	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Hilleboe	Lodoen	Vander Vorst
Eagles	Jaeger	McGauvran	Wagner
Garnas	Jenkins	Metzger	Watkins
Grubb	Kloubec	Murphy	Welder
Hentges	Knudson	Rundie	

Absent and not voting:

Haugland Hensrud Tweten

So Subdivision 3 and Section 4 of House Bill No. 1011 passed.

The question then was on the final passage of Subdivision 4, shown on the engrossed bill on lines 26 through 35 of page 2 and line 1 of page 3.

ROLL CALL

The roll was called and there were ayes, 95; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Laughlin	Rivinius
Backes	Hausauer, A.	Lee	Royse
Backlin	Hausauer, L.	Leibhan	Rued
Bassingthwaite	Hendrickson	Linderman	Schindler
Berg	Hentges	Livingston	Scofield
Bridston	Herman	Lodoen	Solberg
Christensen, H.	Hickle	McGauvran	Stoltenow
Christensen, R.	Hildebrand	Marsden	Stone
Dick	Hilleboe	Martinson	Streibel
Dornacker	Jacob	Matheny	Strinden
Dotzenrod	Jacobson	Mertens	Thorsgard
Eagles	Jenkins	Meyer	Tinjum
Erickson	Johnson, H.	Miedema	Tweten
Fleming	Johnson, K.	Nermyr	Vander Vorst
Freborg	Kermott	Olin	Wagner
Froeber	Kingsbury	Olson	Watkins
Gackle	Kloubec	Opedahl	Weber
Ganser	Knudson	Orange	Welder
Garnas	Kretschmar	Peterson	Wilkie
Gengler	LaGrave	Poyzer	Winge
Gronneberg	Lang	Rau	Winkjer
Grubb	Langley	Raymond	Mr. Speaker
Gunderson	Larson	Reimers	

Those voting in the negative were:

Jaeger Metzger Murphy Rundle

Absent and not voting:

Hensrud Lundene Timm

So Subdivision 4 of House Bill No. 1011 passed.

The question then was on the final passage of House Bill No. 1011, including Subdivision 1, Subdivision 2, Subdivision 3 together with Section 4, Subdivision 4, previously adopted.

ROLL CALL

The roll was called and there were ayes, 89; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Reimers
Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Linderman	Royse
Bassingthwaite	Hendrickson	Livingston	Rued
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	McGauvran	Scofield
Christensen, H.	Hickle	Marsden	Solberg
Christensen, R.	Hildebrand	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jenkins	Meyer	Strinden
Eagles	Johnson, H.	Miedema	Thorsgard
Erickson	Johnson, K.	Nermyr	Tinjum
Fleming	Kermott	Olin	Tweten

Freborg	Kingsbury	Olson	Vander Vorst
Froeber	Kloubec	Opedahl	Watkins
Gackle	Kretschmar	Orange	Weber
Ganser	LaGrave	Peterson	Wilkie
Garnas	Lang	Poyzer	Winge
Gengler	Langley	Rau	Winkjer
Gronneberg	Larson	Raymond	Mr. Speaker
Grubb			

Those voting in the negative were:

Gunderson	Knudson	Murphy	Wagner
Hilleboe	Leibhan	Rundle	Welder
Jaeger	Metzger		

Absent and not voting:

Hensrud	Lundene	Timm
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So House Bill No. 1011 passed, including Subdivision 1, Subdivision 2, Subdivision 3 and Section 4, and Subdivision 4, previously adopted.

Speaker Bunker ruled that House Bill No. 1011 passed and the title was agreed to.

House Bill No. 1338. A Bill for an Act to amend and reenact subsection 12 of section 57-02-08 and sections 57-35-06 and 57-35.1-02 of the North Dakota Century Code, relating to mobile homes owned by banks and savings and loan institutions; and to repeal section 57-02-26.1 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, 92; nays, 0; absent and not voting, 10

Those voting in the affirmative were:

Austin	Hartl	Lee	Rivinius
Backes	Haugland	Leibhan	Royse
Backlin	Hausauer, A.	Linderman	Rued
Bassingthwaite	Hausauer, L.	Livingston	Rundle
Berg	Hendrickson	Lodoen	Schindler
Bridston	Hentges	Lundene	Scotfield
Christensen, H.	Herman	McGauvran	Stoltenow
Christensen, R.	Hickle	Marsden	Stone
Dick	Hildebrand	Martinson	Streibel
Dornacker	Jacob	Matheny	Strinden
Dotzenrod	Jacobson	Mertens	Thorsgard
Eagles	Jaeger	Metzger	Timm
Erickson	Jenkins	Meyer	Tinjum
Fleming	Johnson, H.	Murphy	Tweten
Freborg	Johnson, K.	Nermyr	Vander Vorst
Froeber	Kermott	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Rau	Wilkie
Gronneberg	Langley	Raymond	Winge
Grubb	Langlin	Reimers	Winkjer
Gunderson	Laughlin	Rice	Mr. Speaker

Absent and not voting:

Atkinson	Kingsbury	Miedema	Poyzer
Hensrud	Lang	Olin	Solberg
Hilleboe	Laske		

So the bill passed and the title was agreed to.

House Bill No. 1347. A Bill for an Act to amend and reenact subsection 2 of section 27-09.1-06 of the North Dakota Century Code relating to the selection of jurors for the master jury wheel.

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, 13.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Rice
Backlin	Hausauer, L.	Leibhan	Rivinius
Bassingthwaite	Hendrickson	Linderman	Royse
Berg	Hentges	Livingston	Rued
Bridston	Herman	Lodoen	Rundle
Christensen, H.	Hickle	Lundene	Scofield
Dick	Hildebrand	McGauvran	Stoltenow
Dornacker	Jacob	Marsden	Stone
Dotzenrod	Jacobson	Martinson	Streibel
Eagles	Jaeger	Matheny	Thorsgard
Erickson	Jenkins	Mertens	Timm
Fleming	Johnson, H.	Metzger	Tinjum
Freborg	Johnson, K.	Meyer	Tweten
Froeber	Kermott	Murphy	Vander Vorst
Gackle	Kloubec	Nermyr	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Langley	Peterson	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland			

Absent and not voting:

Atkinson	Hilleboe	Miedema	Schindler
Backes	Kingsbury	Olin	Solberg
Christensen, R.	Lang	Poyzer	Strinden
Hensrud			

So the bill passed and the title was agreed to.

House Bill No. 1368. A Bill for an Act to create and enact section 33-12-23.1 of the North Dakota Century Code, providing that county justices may instruct juries in criminal cases.

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, 10.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Reimers
Austin	Haugland	Lee	Rice
Backlin	Hausauer, A.	Leibhan	Rivinius
Bassingthwaite	Hausauer, L.	Linderman	Royse
Berg	Hendrickson	Livingston	Rued
Bridston	Hentges	Lodoen	Scofield
Christensen, H.	Herman	Lundene	Solberg
Christensen, R.	Hickle	McGauvran	Stoltenow
Dick	Hildebrand	Marsden	Stone
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Thorsgard
Eagles	Jaeger	Mertens	Timm
Erickson	Jenkins	Metzger	Tinjum
Fleming	Johnson, H.	Meyer	Tweten
Freborg	Johnson, K.	Murphy	Vander Vorst
Froeber	Kermott	Nermyr	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge

Grubb	Larson	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker
Absent and not voting:			
Backes	Kingsbury	Olin	Schindler
Hensrud	Lang	Rundle	Strinden
Hilleboe	Miedema		

So the bill passed and the title was agreed to.

House Bill No. 1392. A Bill for an Act to amend and reenact subsection 1 of section 15-39.1-04 of the North Dakota Century Code, to add persons to be covered by Teacher's Fund for Retirement.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 33; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Linderman	Royce
Austin	Hendrickson	Livingston	Rued
Backlin	Herman	Lundene	Stone
Bassingthwaite	Hildebrand	McGauvran	Streibel
Berg	Jacob	Marsden	Strinden
Bridston	Jacobson	Martinson	Thorsgard
Christensen, H.	Johnson, H.	Matheny	Timm
Dornacker	Kermott	Metzger	Tinjum
Dotzenrod	Knudson	Nermyr	Tweten
Eagles	Kretschmar	Opedahl	Vander Vorst
Erickson	LaGrave	Orange	Wagner
Froeber	Larson	Peterson	Watkins
Garnas	Laske	Poyzer	Weber
Gengler	Laughlin	Rau	Winge
Gronneberg	Lee	Rice	Mr. Speaker
Haugland	Leibhan	Rivinius	

Those voting in the negative were:

Christensen, R.	Hausauer, L.	Langley	Rundle
Diak	Hentges	Lodoen	Schindler
Fleming	Hickle	Mertens	Scofield
Freborg	Hilleboe	Meyer	Solberg
Gackle	Jaeger	Murphy	Stoltenow
Ganser	Jenkins	Olson	Welder
Grubb	Johnson, K.	Raymond	Wilkie
Gunderson	Kloubec	Reimers	Winkjer
Hartl			

Absent and not voting:

Backes	Kingsbury	Miedema	Olin
Hensrud	Lang		

So the bill passed and the title was agreed to.

House Bill No. 1429. A Bill for an Act to repeal section 57-46-01 of the North Dakota Century Code, relating to military income exempt from the income 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, 93; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Leibhan	Royce
Backlin	Hausauer, L.	Linderman	Rued
Bassingthwaite	Hendrickson	Livingston	Rundle
Berg	Hentges	Lodoen	Scofield
Bridston	Herman	Lundene	Solberg

Christensen, H.	Hickle	McGauvran	Stoltenow
Christensen, R.	Hilleboe	Marsden	Stone
Dick	Jacob	Martinson	Streibel
Dornacker	Jacobson	Matheny	Strinden
Dotzenrod	Jaeger	Mertens	Thorsgard
Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Poyzer	Welder
Gengler	Langley	Rau	Wilkie
Gronneberg	Larson	Raymond	Winge
Grubb	Laske	Reimers	Winkjer
Gunderson	Laughlin	Rice	Mr. Speaker
Hartl			

Those voting in the negative were:

Hildebrand

Absent and not voting:

Backes	Kingsbury	Miedema	Peterson
Hensrud	Lang	Olin	Schindler

So the bill passed and the title was agreed to.

House Bill No. 1438. A Bill for an Act to create and enact sections 35-27-02.1, 35-27-02.2, 35-27-02.3, and 35-27-07.1 of the North Dakota Century Code, relating to contractor's and subcontractor's notice of mechanic's lien to owner and vendor's notice of mechanic's lien to vendee; 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, 91; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Royse
Austin	Hausauer, A.	Linderman	Rued
Backes	Hausauer, L.	Livingston	Rundle
Backlin	Hendrickson	Lodoen	Scotfield
Bassingthwaite	Hentges	Lundene	Solberg
Berg	Herman	McGauvran	Stoltenow
Bridston	Hickle	Marsden	Stone
Christensen, H.	Hildebrand	Martinson	Streibel
Christensen, R.	Hilleboe	Matheny	Strinden
Dick	Jacob	Mertens	Thorsgard
Dornacker	Jacobson	Metzger	Timm
Dotzenrod	Johnson, H.	Meyer	Tinjum
Eagles	Johnson, K.	Murphy	Tweten
Erickson	Kermott	Nermyr	Vander Vorst
Fleming	Kingsbury	Olson	Wagner
Froeber	Kloubec	Opedahl	Watkins
Gackle	Knudson	Orange	Weber
Ganser	LaGrave	Poyzer	Welder
Garnas	Langley	Rau	Wilkie
Gengler	Larson	Raymond	Winge
Gronneberg	Laske	Reimers	Winkjer
Grubb	Laughlin	Rice	Mr. Speaker
Gunderson	Lee	Rivinius	

Those voting in the negative were:

Freborg	Jaeger	Jenkins	Kretschmar
Hartl			

Absent and not voting:

Hensrud	Miedema	Peterson	Schindler
Lang	Olin		

So the bill passed and the title was agreed to.

House Bill No. 1459. A Bill for an Act to amend and reenact sections 48-02-15 and 48-02-17 of the North Dakota Century Code, relating to time for filing and period of limitations for filing subcontractor's claims for labor or materials furnished a contractor for improvements to a public institution; and to repeal section 48-02-16 of the North Dakota Century Code, relating to contents of notice to subcontractors.

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, 7.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Raymond
Austin	Haugland	Laske	Reimers
Backes	Hausauer, A.	Laughlin	Rice
Backlin	Hausauer, L.	Leibhan	Rivinius
Berg	Hendrickson	Linderman	Royse
Bridston	Hentges	Livingston	Rued
Christensen, H.	Herman	Lodoen	Rundle
Christensen, R.	Hickle	Lundene	Scofield
Dick	Hildebrand	McGauvran	Stone
Dornacker	Hilleboe	Marsden	Streibel
Dotzenrod	Jacob	Martinson	Strinden
Eagles	Jacobson	Matheny	Thorsgard
Erickson	Jaeger	Mertens	Timm
Fleming	Jenkins	Metzger	Tinjum
Freborg	Johnson, H.	Miedema	Tweten
Froeber	Johnson, K.	Murphy	Vander Vorst
Gackle	Kermott	Nermyr	Wagner
Ganser	Kingsbury	Olson	Watkins
Garnas	Kloubec	Opedahl	Welder
Gengler	Knudson	Orange	Wilkie
Gronneberg	Kretschmar	Peterson	Winge
Grubb	LaGrave	Poyzer	Winkjer
Gunderson	Langley	Rau	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Meyer	Solberg
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Absent and not voting:

Hensrud	Lee	Schindler	Weber
Lang	Olin	Stoltenow	

So the bill passed and the title was agreed to.

House Bill No. 1487. A Bill for an Act to create and enact section 10-31-13.1 of the North Dakota Century Code, providing that foreign professional corporations may practice in North Dakota under certain circumstances.

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, 9.

Those voting in the affirmative were:

Atkinson	Gunderson	Laske	Rice
Austin	Hartl	Laughlin	Rivinius
Backes	Haugland	Leibhan	Royse
Backlin	Hausauer, A.	Linderman	Rued
Bassingthwaite	Hausauer, L.	Livingston	Rundle
Berg	Hendrickson	Lodoen	Scofield
Bridston	Hentges	Lundene	Solberg
Christensen, H.	Herman	McGauvran	Stone
Christensen, R.	Hickle	Marsden	Streibel
Dick	Hildebrand	Martinson	Strinden
Dornacker	Hilleboe	Matheny	Thorsgard

Dotzenrod	Jacob	Mertens	Timm
Eagles	Jacobson	Metzger	Tinjum
Erickson	Jaeger	Meyer	Tweten
Fleming	Jenkins	Miedema	Vander Vorst
Freborg	Johnson, H.	Murphy	Wagner
Froeber	Kermott	Nermyr	Watkins
Gackle	Kingsbury	Olson	Welder
Ganser	Kloubec	Opedahl	Wilkie
Garnas	Knudson	Orange	Winge
Gengler	Kretschmar	Peterson	Winkjer
Gronneberg	LaGrave	Poyzer	Mr. Speaker
Grubb	Larson	Raymond	

Those voting in the negative were:
Langley Rau

Absent and not voting:

Hensrud	Lee	Reimers	Stoltenow
Johnson, K.	Olin	Schindler	Weber
Lang			

So the bill passed and the title was agreed to.

House Bill No. 1502. A Bill for an Act to amend and reenact section 57-15-44 of the North Dakota Century Code, relating to clarification of city tax levy for 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, 75; nays, 20; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Livingston	Rivinius
Austin	Hausauer, L.	Lodoen	Royce
Backlin	Hendrickson	Lundene	Rued
Bassingthwaite	Herman	Martinson	Scofield
Berg	Hildebrand	Matheny	Solberg
Bridston	Hilleboe	Mertens	Stone
Christensen, R.	Jacob	Metzger	Streibel
Dick	Jenkins	Meyer	Strinden
Dornacker	Kermott	Miedema	Thorsgard
Dotzenrod	Kloubec	Olin	Timm
Eagles	Knudson	Olson	Tinjum
Erickson	Kretschmar	Opedahl	Tweten
Fleming	LaGrave	Orange	Vander Vorst
Freborg	Larson	Peterson	Wagner
Garnas	Laske	Poyzer	Watkins
Gengler	Laughlin	Rau	Winge
Gronneberg	Lee	Raymond	Winkjer
Grubb	Leibhan	Reimers	Mr. Speaker
Haugland	Linderman	Rice	

Those voting in the negative were:

Backes	Gunderson	Johnson, H.	Murphy
Christensen, H.	Hartl	Kingsbury	Nermyr
Froeber	Hentges	Langley	Rundle
Gackle	Hickle	McGauvran	Stoltenow
Ganser	Jaeger	Marsden	Welder

Absent and not voting:

Hensrud	Johnson, K.	Schindler	Wilkie
Jacobson	Lang	Weber	

So the bill passed and the title was agreed to.

House Bill No. 1513. A Bill for an Act to amend and reenact section 40-13-05 of the North Dakota Century Code, relating to an exception to the prohibition against officers being interested in contracts or work of municipality.

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, 13; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hartl	Leibhan	Rivinius
Austin	Haugland	Livingston	Royse
Backlin	Hausauer, L.	Lodoen	Rundle
Berg	Hendrickson	McGauvran	Scofield
Bridston	Hentges	Marsden	Stoltenow
Christensen, H.	Herman	Martinson	Stone
Christensen, R.	Hickle	Matheny	Streibel
Dick	Hilleboe	Mertens	Strinden
Dornacker	Jacob	Meyer	Thorsgard
Dotzenrod	Jaeger	Miedema	Timm
Eagles	Jenkins	Murphy	Tinjum
Erickson	Johnson, K.	Nermyr	Tweten
Fleming	Kermott	Olin	Vander Vorst
Freborg	Kloubec	Olson	Wagner
Froeber	Knudson	Opedahl	Watkins
Gackle	Kretschmar	Orange	Welder
Ganser	LaGrave	Poyzer	Wilkie
Garnas	Larson	Rau	Winge
Gronneberg	Laske	Raymond	Winkjer
Grubb	Laughlin	Reimers	Mr. Speaker
Gunderson	Lee	Rice	

Those voting in the negative were:

Backes	Kingsbury	Lundene	Rued
Bassingthwaite	Langley	Metzger	Solberg
Hausauer, A.	Linderman	Peterson	Weber
Johnson, H.			

Absent and not voting:

Gengler	Hildebrand	Lang	Schindler
Hensrud	Jacobson		

So the bill passed and the title was agreed to.

House Bill No. 1525. A Bill for an Act to create and enact section 6-09.2-07.1, and to amend and reenact sections 6-09.2-01, 6-09.2-02, and 6-09.2-03, subsections 1 and 6 of section 6-09.2-04, sections 6-09.2-05, 6-09.2-06, and 6-09.2-08 of the North Dakota Century Code, relating to the definition of "industrial projects" and the authority of the Bank of North Dakota to insure loans made by financial institutions under the industrial building mortgage program.

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, 17; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Grubb	Lee	Rau
Austin	Gunderson	Leibhan	Raymond
Backes	Hartl	Linderman	Reimers
Backlin	Haugland	Livingston	Rice
Bassingthwaite	Hausauer, A.	Lodoen	Rivinius
Berg	Hausauer, L.	McGauvran	Royse
Bridston	Hendrickson	Marsden	Rued
Christensen, H.	Hentges	Martinson	Scofield
Christensen, R.	Hildebrand	Matheny	Streibel
Dick	Hilleboe	Mertens	Thorsgard
Dornacker	Jacob	Metzger	Timm
Dotzenrod	Jacobson	Meyer	Tinjum
Eagles	Kermott	Miedema	Tweten
Erickson	Kingsbury	Nermyr	Vander Vorst
Fleming	Kloubec	Olin	Wagner
Freborg	Knudson	Olson	Watkins

Froeber	Kretschmar	Opedahl	Weber
Gackle	LaGrave	Orange	Winge
Garnas	Laske	Peterson	Winkjer
Gronneberg	Laughlin	Poyzer	Mr. Speaker
Those voting in the negative were:			
Ganser	Johnson, H.	Lundene	Stoltenow
Herman	Johnson, K.	Murphy	Stone
Hickle	Langley	Rundle	Welder
Jaeger	Larson	Solberg	Wilkie
Jenkins			

Absent and not voting:

Gengler	Lang	Schindler	Strinden
Hensrud			

So the bill passed and the title was agreed to.

House Bill No. 1531. A Bill for an Act to amend and reenact subsection 1 of section 54-03.2-02, and sections 54-03.2-03, 54-03.2-08, 54-03.2-09, and 54-35-02 of the North Dakota Century Code, relating to the authority of the legislative assembly and its standing, select, and interim committees to issue subpoenas, 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, 7; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Reimers
Austin	Hausauer, A.	Leibhan	Rice
Backes	Hausauer, L.	Linderman	Rivinius
Backlin	Hendrickson	Livingston	Royse
Berg	Hentges	Lodoen	Rued
Bridston	Herman	Lundene	Rundle
Christensen, H.	Hickle	McGauvran	Scofield
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudsen	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Welder
Gengler	Langley	Peterson	Wilkie
Gronneberg	Larson	Poyzer	Winge
Grubb	Laske	Rau	Winkjer
Gunderson	Laughlin	Raymond	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Hildebrand	Marsden	Weber
Hartl	Jaeger	Solberg	

Absent and not voting:

Hensrud	Lang	Schindler
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

**SECOND READING OF A
HOUSE CONCURRENT RESOLUTION**

House Concurrent Resolution No. 3046. A Concurrent Resolution for the submittal of a constitutional amendment to the electorate for an amendment of sections 153, 154, 155, and 156; and to repeal sec-

tions 157, 158, 160, 161, 163, 164, and 165 of the North Dakota Constitution, all relating to the use and investment of trust funds of the common schools and state educational, penal, and charitable institutions and the leasing, appraisal, and sale of school lands.

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, 36; nays, 61; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Erickson	Kretschmar	Scofield
Austin	Fleming	LaGrave	Stone
Backes	Gengler	Larson	Streibel
Backlin	Grubb	Laske	Strinden
Berg	Hendrickson	Martinson	Vander Vorst
Christensen, R.	Hildebrand	Mertens	Wagner
Dick	Kermott	Olson	Watkins
Dotzenrod	Kingsbury	Rice	Weber
Eagles	Knudson	Royse	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Herman	Livingston	Rau
Bridston	Hickle	Lodoen	Raymond
Christensen, H.	Hilleboe	Lundene	Reimers
Dornacker	Jacob	McGauvran	Rivinius
Freborg	Jacobson	Marsden	Rued
Froeber	Jaeger	Matheny	Rundle
Gackle	Jenkins	Metzger	Solberg
Ganser	Johnson, H.	Meyer	Stoltenow
Garnas	Johnson, K.	Miedema	Thorsgard
Gronneberg	Kloubec	Murphy	Timm
Gunderson	Langley	Nermyr	Tinjum
Hartl	Laughlin	Olin	Tweten
Haugland	Lee	Opedahl	Wilkie
Hausauer, A.	Leibhan	Orange	Winge
Hausauer, L.	Linderman	Poyzer	Winkjer
Hentges			

Absent and not voting:

Hensrud	Peterson	Schindler	Welder
Lang			

So the House Concurrent Resolution was declared lost.

SECOND READING OF HOUSE BILLS

House Bill No. 1027. A Bill for an Act to create a tax appeals board to hear appeals of tax abatement cases from decisions of boards of county commissioners, and to provide procedures for the administration of such appeals; to amend and reenact sections 57-20-20, 57-23-03, 57-23-04, and 57-23-08 of the North Dakota Century Code, relating to the payment of taxes under protest and to tax abatements; to repeal section 57-23-11 of the North Dakota Century Code, relating to the retroactive application of abatement actions; 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, 68; nays, 30; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Raymond
Backes	Hausauer, A.	Laske	Rice
Backlin	Hendrickson	Laughlin	Royse
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Livingston	Rundle

Dick	Hickle	Lodoen	Scofield
Dornacker	Hildebrand	Lundene	Stoltenow
Dotzenrod	Hilleboe	McGauvran	Stone
Eagles	Jacob	Martinson	Streibel
Erickson	Jacobson	Mertens	Tinjum
Fleming	Johnson, H.	Meyer	Tweten
Froeber	Johnson, K.	Murphy	Watkins
Gackle	Kingsbury	Olson	Weber
Garnas	Kloubec	Opedahl	Wilkie
Gengler	Knudson	Orange	Winge
Gronneberg	LaGrave	Poyzer	Winkjer
Gunderson	Langley	Rau	Mr. Speaker

Those voting in the negative were:

Austin	Hausauer, L.	Matheny	Rivinius
Bridston	Jaeger	Metzger	Solberg
Christensen, H.	Jenkins	Miedema	Strinden
Christensen, R.	Kermott	Nermyr	Thorsgard
Freborg	Kretschmar	Olin	Timm
Ganser	Lee	Peterson	Vander Vorst
Grubb	Leibhan	Reimers	Wagner
Hartl	Marsden		

Absent and not voting:

Hensrud	Lang	Schindler	Welder
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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 section 1-03-01 of the North Dakota Century Code, deleting certain days as holidays, and providing that all state and political subdivision offices shall be open on election days.

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, 27; absent and not voting, 4.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Rivinius
Backes	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Scofield
Bridston	Hilleboe	McGauvran	Solberg
Christensen, H.	Jacobson	Marsden	Stoltenow
Dornacker	Jaeger	Meyer	Stone
Dotzenrod	Jenkins	Miedema	Streibel
Eagles	Johnson, H.	Murphy	Timm
Erickson	Johnson, K.	Nermyr	Tinjum
Fleming	Kermott	Olson	Tweten
Froeber	Kingsbury	Opedahl	Watkins
Ganser	Kloubec	Peterson	Weber
Garnas	Knudson	Poyzer	Wilkie
Gengler	LaGrave	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Hartl	Laughlin	Rice	

Those voting in the negative were:

Atkinson	Haugland	Leibhan	Orange
Backlin	Hausauer, A.	Linderman	Royse
Christensen, R.	Hickle	Martinson	Strinden
Dick	Hildebrand	Matheny	Thorsgard
Freborg	Jacob	Mertens	Vander Vorst
Gackle	Kretschmar	Metzger	Wagner
Grubb	Langley	Olin	

Absent and not voting:

Hensrud	Lang	Schindler	Welder
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So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved that the House continue on the Eleventh Order of Business, taking action on those bills considered on the Sixth Order before 2:00 p.m., and that House Bills Nos. 1094, 1205, 1378, 1474, 1510 and 1514 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed on a division vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1094. A Bill for an Act to create and enact a new subsection to section 34-06-01 of the North Dakota Century Code, relating to the definition of wages for the minimum wage law.

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, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rice
Austin	Hausauer, A.	Linderman	Rivinius
Backes	Hausauer, L.	Livingston	Royse
Backlin	Hendrickson	Lodoen	Rued
Bassingthwaite	Hentges	Lundene	Rundle
Berg	Herman	McGauvran	Scofield
Bridston	Hickle	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jaeger	Metzger	Strindgen
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Langley	Peterson	Wilkie
Gronneberg	Larson	Poyzer	Winge
Grubb	Laske	Rau	Winkjer
Gunderson	Laughlin	Raymond	Mr. Speaker
Hartl	Lee	Reimers	

Absent and not voting:

Eagles	Hildebrand	Lang	Welder
Hensrud	Jenkins	Schindler	

So the bill passed and the title was agreed to.

House Bill No. 1205. A Bill for an Act to create and enact section 34-06-05.1 of the North Dakota Century Code, relating to an established minimum wage, and to amend and reenact sections 34-06-02, 34-06-03, 34-06-07, and 34-06-16 of the North Dakota Century Code, relating to the authority of the commissioner of labor to determine minimum wage standards, records by employers, and recovery by underpaid 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, 73; nays, 23; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hartl	Langley	Raymond
Austin	Haugland	Laughlin	Rice

Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Solberg
Christensen, H.	Hildebrand	McGauvran	Stone
Christensen, R.	Hilleboe	Martinson	Streibel
Dick	Jacob	Matheny	Strinden
Dornacker	Jacobson	Mertens	Timm
Dotzenrod	Johnson, H.	Metzger	Tinjum
Eagles	Johnson, K.	Olin	Wagner
Erickson	Kermott	Olson	Watkins
Fleming	Kingsbury	Opedahl	Weber
Froeber	Kloubec	Orange	Wilkie
Garnas	Knudson	Peterson	Winge
Gengler	LaGrave	Rau	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Freborg	Jaeger	Meyer	Stoltenow
Gackle	Kretschmar	Miedema	Thorsgard
Ganser	Larson	Murphy	Tweten
Grubb	Laske	Nermyr	Vander Vorst
Gunderson	Leibhan	Poyzer	Winkjer
Hausauer, L.	Marsden	Scotfield	

Absent and not voting:

Hensrud	Lang	Schindler	Welder
Jenkins	Reimers		

So the bill passed and the title was agreed to.

House Bill No. 1378. A Bill for an Act to amend and reenact section 19-05-12 of the North Dakota Century Code, relating to the notice of the use of oleomargarine or margarine where meals are served.

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, 10; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Gunderson	Langley	Rau
Austin	Hartl	Larson	Raymond
Backlin	Haugland	Laske	Reimers
Bassingthwaite	Hausauer, A.	Laughlin	Rice
Berg	Hausauer, L.	Lee	Rivinius
Bridston	Hendrickson	Linderman	Royse
Christensen, H.	Hentges	Livingston	Rued
Christensen, R.	Herman	Lodoen	Rundle
Dick	Hickle	Marsden	Stoltenow
Dornacker	Hildebrand	Martinson	Stone
Dotzenrod	Hilleboe	Matheny	Streibel
Eagles	Jacob	Mertens	Strinden
Erickson	Jacobson	Metzger	Thorsgard
Fleming	Jaeger	Miedema	Timm
Freborg	Jenkins	Murphy	Tinjum
Froeber	Johnson, H.	Nermyr	Tweten
Gackle	Johnson, K.	Olin	Wagner
Ganser	Kermott	Olson	Watkins
Garnas	Kingsbury	Opedahl	Wilkie
Gengler	Kloubec	Orange	Winge
Gronneberg	Knudson	Peterson	Mr. Speaker
Grubb	LaGrave	Poyzer	

Those voting in the negative were:

Backes	McGauvran	Solberg	Weber
Kretschmar	Meyer	Vander Vorst	Winkjer
Leibhan	Scotfield		

Absent and not voting:

Hensrud	Lundene	Schindler	Welder
Lang			

So the bill passed and the title was agreed to.

MOTION

Rep. Hartl moved that House Bills Nos. 1474 and 1514 be laid over one legislative day, which motion failed.

SECOND READING OF HOUSE BILLS

House Bill No. 1474. A Bill for an Act to enable the establishment of health maintenance organizations and to provide for the regulation of such organizations by the commissioner of insurance; 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, 58; nays, 38; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hildebrand	Martinson	Scofield
Austin	Jacob	Mertens	Solberg
Backes	Johnson, H.	Metzger	Stoltenow
Backlin	Kingsbury	Meyer	Stone
Berg	Knudson	Miedema	Streibel
Bridston	LaGrave	Murphy	Strinden
Christensen, R.	Langley	Olin	Thorsgard
Dick	Larson	Orange	Tweten
Dotzenrod	Laughlin	Peterson	Wagner
Gronneberg	Leibhan	Poyzer	Watkins
Gunderson	Linderman	Rau	Weber
Haugland	Livingston	Raymond	Winge
Hausauer, A.	Lodoen	Rivinius	Winkjer
Hendrickson	Lundene	Rundle	Mr. Speaker
Herman	McGauvran		

Those voting in the negative were:

Bassingthwaite	Garnas	Johnson, K.	Opedahl
Christensen, H.	Gengler	Kermott	Reimers
Dornacker	Grubb	Kloubec	Rice
Eagles	Hartl	Kretschmar	Royce
Erickson	Hausauer, L.	Laske	Rued
Fleming	Hentges	Marsden	Timm
Freborg	Hickle	Matheny	Tinjum
Froeber	Jacobson	Nermyr	Vander Vorst
Gackle	Jaeger	Olson	Wilkie
Ganser	Jenkins		

Absent and not voting:

Hensrud	Lang	Schindler	Welder
Hilleboe	Lee		

So the bill passed and the title was agreed to.

House Bill No. 1510. A Bill for an Act to amend and reenact section 54-06-16 of the North Dakota Century Code, relating to the minimum wage standards for employees of 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, 87; nays, 10; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson	Rice
Austin	Hartl	Laske	Rivinius

Backes	Haugland	Laughlin	Royce
Backlin	Hausauer, A.	Lee	Rued
Bassingthwaite	Hausauer, L.	Leibhan	Rundle
Berg	Hentges	Linderman	Scofield
Bridston	Herman	Livingston	Solberg
Christensen, H.	Hickle	Lodoen	Stoltenow
Christensen, R.	Hildebrand	Lundene	Stone
Dick	Hilleboe	McGauvran	Streibel
Dornacker	Jacob	Martinson	Strinden
Dotzenrod	Jacobson	Mertens	Thorsgard
Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Olin	Wagner
Freborg	Kermott	Olson	Watkins
Froeber	Kingsbury	Opedahl	Weber
Gackle	Kloubec	Orange	Wilkie
Ganser	Knudson	Peterson	Winge
Garnas	Kretschmar	Rau	Winkjer
Gengler	LaGrave	Raymond	Mr. Speaker
Gronneberg	Langley	Reimers	
Those voting in the negative were:			
Grubb	Matheny	Nermyr	Tweten
Jaeger	Meyer	Poyzer	Vander Vorst
Marsden	Murphy		
Absent and not voting:			
Hendrickson	Lang	Schindler	Welder
Hensrud			

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Hilleboe:

"Mr. Speaker: I rise on a point of personal privilege.

"May I congratulate the House today on the passage of the minimum wage bill — the first general minimum wage bill North Dakota has had. It may serve notice on the federal government that we can take care of our own affairs here ourselves."

MOTION

Rep. Streibel moved that House Bill No. 1514 be placed at the foot of the calendar, which motion prevailed.

REPORT OF A STANDING COMMITTEE

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. Miedema moved that the report be adopted, which motion failed on a division vote.

House Bill No. 1130 was placed on the calendar without recommendation.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged.

Senate Bill No. 2246

Senate Bill No. 2255

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1131

House Bill No. 1152
 House Bill No. 1175
 House Bill No. 1291
 House Bill No. 1395
 House Bill No. 1465
 House Bill No. 1483

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1048

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

Rep. Hilleboe

Rep. Martinson

Rep. Bassingthwaite

ROY GILBREATH, Chief Clerk

House Chamber

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. 2114:

Rep. Olson

Rep. Gronneberg

Rep. H. Christensen

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2005

Senate Bill No. 2012

Senate Bill No. 2013

Senate Bill No. 2020

Senate Bill No. 2168

Senate Bill No. 2197

Senate Bill No. 2302

Senate Bill No. 2328

Senate Bill No. 2333

Senate Bill No. 2363

Senate Bill No. 2375

Senate Bill No. 2376

Senate Bill No. 2377

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1257

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 12:45 p.m., Wednesday, February 14, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



**THIRTY-FIRST DAY AFTER RECESS
AND THIRTY-SECOND DAY**

Bismarck, February 14, 1973

The House reconvened at 12:45 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MOTION

Rep. Streibel moved that the rules be suspended, and that the amendments to House Bill No. 1049 be considered on the Sixth Order before 2:00 p.m., which motion prevailed.

MOTIONS

Rep. Dornacker moved that House Bill No. 1242 be returned to the House from the Joint Committee on Reapportionment, which motion prevailed.

Rep. Dornacker requested permission to withdraw House Bill No. 1242. There being no objection, it was so ordered by the Speaker.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1026

House Bill No. 1350

House Bill No. 1469

And find the same correctly re-engrossed.

REP. MIEDEMA, Chairman

Rep. Lee 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. 1029

House Bill No. 1460

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from the Committee on Transportation for the introduction of a resolution, which request has been approved.

REP. STREIBEL, Chairman

Rep Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Martinson has moved that the amendments to House Bill No. 1049 as recommended by the Committee on State and Federal Government as printed on page 659 of the House Journal be adopt-

ed, which motion prevailed, and was re-referred to the Committee on Appropriations.

Rep. Hildebrand has moved that the amendments to House Bill No. 1135 as recommended by the Committee on Veterans Affairs as printed on pages 643 and 644 of the House Journal be adopted, which motion prevailed.

Rep. Rice has moved that the amendments to House Bill No. 1304 as recommended by the Committee on Finance and Taxation as printed on page 644 of the House Journal be adopted, which motion prevailed.

Rep. Gackle has moved that the amendments to House Bill No. 1307 as recommended by the Committee on Finance and Taxation as printed on page 644 of the House Journal be adopted, which motion prevailed, and House Bill No. 1307 was re-referred to the Committee on Appropriations.

Rep. Laske has moved that the amendments to House Bill No. 1377 as recommended by the Committee on Industry, Business and Labor as printed on page 641 of the House Journal be adopted, which motion prevailed.

Rep. Herman has moved that the amendments to House Bill No. 1404 as recommended by the Committee on Industry Business and Labor as printed on pages 641 and 642 of the House Journal be adopted, which motion prevailed.

Rep. Lodoen has moved that the amendments to House Bill No. 1462 as recommended by the Committee on Political Subdivisions as printed on pages 642 and 643 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar has moved that the amendments to House Concurrent Resolution No. 3017 as recommended by the Committee on Judiciary as printed on page 645 of the House Journal be adopted, which motion prevailed.

Rep. Stone has moved that the amendments to House Concurrent Resolution No. 3040 as recommended by the Committee on Judiciary as printed on page 645 of the House Journal be adopted, which motion prevailed.

Rep. Orange has moved that the amendments to House Concurrent Resolution No. 3044 as recommended by the Committee on Veterans Affairs as printed on page 645 of the House Journal be adopted, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1163. 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 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, 38; nays, 59; absent and not voting, 5.

Those voting in the affirmative were:

Backes	Jaeger	Mertens	Scofield
Backlin	Johnson, H.	Metzger	Tinjum
Bassingthwaite	Langley	Meyer	Vander Vorst
Fleming	Laughlin	Opedahl	Wagner
Gackle	Lee	Orange	Watkins
Gengler	Linderman	Rau	Weber
Gronneberg	Livingston	Rice	Wilkie
Grubb	Lundene	Royse	Winge
Hausauer, A.	McGauvran	Rundle	Winkjer
Jacobson	Martinson		

Those voting in the negative were:

Austin	Hartl	Kretschmar	Reimers
Berg	Haugland	LaGrave	Rivinius
Bridston	Hendrickson	Lang	Rued
Christensen, H.	Hentges	Larson	Schindler
Christensen, R.	Herman	Laske	Solberg
Dick	Hickle	Leibhan	Stoltenow
Dornacker	Hildebrand	Lodoen	Stone
Dotzenrod	Hilleboe	Marsden	Streibel
Eagles	Jacob	Matheny	Strinden
Erickson	Jenkins	Miedema	Thorsgard
Freborg	Johnson, K.	Nermyr	Timm
Froeber	Kermott	Olin	Tweten
Ganser	Kingsbury	Olson	Welder
Garnas	Kloubec	Poyzer	Mr. Speaker
Gunderson	Knudson	Raymond	

Absent and not voting:

Atkinson	Hensrud	Murphy	Peterson
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Hausauer, L.

So the bill lost.

ANNOUNCEMENT

Speaker Bunker announced that the members of the Joint Committee on Reapportionment were excused to attend a committee meeting.

SECOND READING OF HOUSE BILLS

House Bill No. 1473. A Bill for an Act to permit public employees to enter into a deferred compensation plan and to permit the purchase of insurance and annuity contracts.

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, 5; absent and not voting, 7.

Those voting in the affirmative were:

Austin	Haugland	Lee	Rivinius
Backes	Hausauer, A.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Tinjum
Erickson	Johnson, H.	Meyer	Tweten
Fleming	Johnson, K.	Nermyr	Vander Vorst
Freborg	Kermott	Olin	Wagner
Froeber	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Poyzer	Welder
Gengler	LaGrave	Rau	Wilkie
Gronneberg	Lang	Raymond	Winge
Grubb	Langley	Reimers	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Hartl	Laughlin		

Those voting in the negative were:

Kingsbury	Olson	Thorsgard	Timm
Larson			

Absent and not voting:

Atkinson	Hausauer, L.	Miedema	Peterson
Gackle	Hensrud	Murphy	

So the bill passed and the title was agreed to.

House Bill No. 1509. 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 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, 11; absent and not voting, 11.

Those voting in the affirmative were:

Austin	Hentges	Leibhan	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Hilleboe	Marsden	Scofield
Dick	Jacob	Martinson	Solberg
Dotzenrod	Jacobson	Matheny	Stoltenow
Eagles	Jenkins	Mertens	Stone
Erickson	Johnson, H.	Metzger	Streibel
Fleming	Johnson, K.	Meyer	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Ganser	Knudson	Olson	Vander Vorst
Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Poyzer	Weber
Gronneberg	Lang	Rau	Welder
Grubb	Langley	Raymond	Wilkie
Gurderson	Larson		Winge
Hartl	Laske	Rice	Winkjer
Haugland	Lee	Rivinius	Mr. Speaker
Hendrickson			

Those voting in the negative were:

Backlin	Jaeger	McGauvran	Thorsgard
Bassingthwaite	Laughlin	Olin	Wagner
Hausauer, A.	Linderman	Orange	

Absent and not voting:

Atkinson	Gackle	Kingsbury	Reimers
Backes	Hausauer, L.	Miedema	Strinden
Dornacker	Hensrud	Peterson	

So the bill passed and the title was agreed to.

House Bill No. 1511. A Bill for an Act to repeal Chapter 39-15 of the North Dakota Century Code relating to the guest 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, 31; nays, 65; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Hildebrand	Matheny	Streibel
Dick	Jacob	Metzger	Tinjum
Dotzenrod	Knudson	Olson	Vander Vorst
Eagles	Kretschmar	Rice	Wagner
Gengler	LaGrave	Rundle	Watkins
Grubb	Lee	Schindler	Wilkie
Hartl	Leibhan	Stoltenow	Winkjer
Hendrickson	Livingston	Stone	

Those voting in the negative were:

Atkinson	Haugland	Langley	Orange
Backlin	Hausauer, A.	Larson	Poyzer
Bassingthwaite	Hausauer, L.	Laske	Rau

Berg	Hentges	Laughlin	Raymond
Bridston	Herman	Linderman	Reimers
Christensen, H.	Hickle	Lodoen	Rivinius
Christensen, R.	Hilleboe	Lundene	Royse
Dornacker	Jacobson	McGauvran	Rued
Erickson	Jaeger	Marsden	Scofield
Fleming	Jenkins	Martinson	Solberg
Freborg	Johnson, H.	Mertens	Thorsgard
Froeber	Johnson, K.	Meyer	Timm
Gackle	Kermott	Miedema	Tweten
Ganser	Kingsbury	Murphy	Weber
Garnas	Kloubec	Nermyr	Winge
Gronneberg	Lang	Opedahl	Mr. Speaker
Gunderson			

Absent and not voting:

Backes	Olin	Strinden	Welder
Hensrud	Peterson		

So the bill lost.

House Bill No. 1532. A Bill for an Act to establish a North Dakota American revolution bicentennial 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, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Linderman	Royse
Backes	Hausauer, L.	Livingston	Rued
Backlin	Hendrickson	Lodoen	Rundle
Bassingthwaite	Hentges	Lundene	Schindler
Berg	Herman	McGauvran	Scofield
Bridston	Hickle	Marsden	Solberg
Christensen, H.	Hildebrand	Martinson	Stoltenow
Christensen, R.	Hilleboe	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dornacker	Jacobson	Metzger	Strinden
Dotzenrod	Jaeger	Meyer	Thorsgard
Eagles	Jenkins	Miedema	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olson	Vander Vorst
Froeber	Kingsbury	Opedahl	Wagner
Ganser	Kloubec	Orange	Watkins
Garnas	Knudson	Peterson	Welder
Gengler	Kretschmar	Poyzer	Wilkie
Gronneberg	LaGrave	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker
Hartl	Laughlin	Rice	

Absent and not voting:

Gackle	Lang	Leibhan	Weber
Hensrud	Laske	Olin	

So the bill passed and the title was agreed to.

House Bill No. 1533. A Bill for an Act to provide that participation in the performance of an abortion is not mandatory, 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, 88; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Gunderson	Leibhan	Rivinius
Austin	Hartl	Linderman	Royse
Backes	Haugland	Livingston	Rued
Backlin	Hausauer, A.	Lodoen	Rundle
Bassingthwaite	Hentges	Lundene	Scofield
Berg	Herman	McGauvran	Solberg
Christensen, H.	Hickle	Marsden	Stoltenow
Christensen, R.	Hildebrand	Martinson	Stone
Dick	Hilleboe	Matheny	Streibel
Dornacker	Jacob	Mertens	Strinden
Dotzenrod	Jacobson	Metzger	Thorsgard
Eagles	Jaeger	Miedema	Timm
Erickson	Jenkins	Murphy	Tinjum
Fleming	Johnson, H.	Nermyr	Tweten
Freborg	Kermott	Olson	Vander Vorst
Froeber	Kingsbury	Opedahl	Wagner
Gackle	Knudson	Orange	Watkins
Ganser	Kretschmar	Peterson	Weber
Garnas	LaGrave	Rau	Welder
Gengler	Laske	Raymond	Wilkie
Gronneberg	Laughlin	Reimers	Winkjer
Grubb	Lee	Rice	Mr. Speaker

Those voting in the negative were:

Bridston	Kloubec	Meyer	Schindler
Hendrickson	Langley	Poyzer	Winge
Johnson, K.	Larson		

Absent and not voting:

Hausauer, L.	Hensrud	Lang	Olin
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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. 3042. A Concurrent Resolution honoring North Dakotans who have died or who are listed as captured or missing in action in Vietnam.

Rep. Orange moved that the rules be suspended, and that House Concurrent Resolution No. 3042 be read in its entirety and be printed in the Journal, which motion prevailed.

Was read the second time.

HOUSE CONCURRENT RESOLUTION NO. 3042

A Concurrent Resolution honoring North Dakotans who have died or who are listed as captured or missing in action in Vietnam.

WHEREAS, since the adjournment of the Forty-second Legislative Assembly, many of North Dakota's finest young men have been called upon to serve in the Armed Forces of the United States; and

WHEREAS, on January 27, 1973, a cease-fire was signed, thus officially bringing to an end the United States' involvement in the Vietnam conflict; and

WHEREAS, prisoner of war lists have been exchanged and the United States is now trying to determine the exact fate of the many men carried on its missing in action lists and thus answer many of the questions which have remained unanswered for so long for the loved ones of the men on that list; and

WHEREAS, at least five North Dakotans or former North Dakotans are listed as prisoners of war and will soon be returning to their loved ones; and

WHEREAS, it is the intention of the Forty-third Legislative Assembly, as a representative of all North Dakota citizens, to pay special tribute to those brave, courageous, and loyal men who have, in the performance of their duty, made the supreme sacrifice which men of

their stature have been called throughout our country's history to make for the right to be free;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Forty-third Legislative Assembly hereby pays solemn tribute to:

Pfc. David D. Berdahl, Minot
 Spec. 4 Richard J. Boehm, Mandan
 1 Lt. Ralph L. Church, Crosby
 WO Steven R. Hanson, Fargo
 Spec. 4 Alan R. Hinzpeter, Minot
 Spec. 4 Myron B. Johnson, New Town
 Pfc. Randolph L. Marthe, Esmond
 Spec. 4 Dennis L. Meduna, Dickinson
 Spec. 4 Pius L. Miller, Raleigh
 Spec. 4 Roger L. Svir, Park River
 CPT. Edward A. Werman, Grafton

for their sacrifice in giving their lives to help keep the United States and other freedom-loving countries from becoming subject to those forces which would take away the God-given right to be free men; and

BE IT FURTHER RESOLVED, that all North Dakota citizens extend their sorrow and deepest sympathy to the parents and relatives of these brave men, and express to them their fervent belief that these men did not die in vain; and

BE IT FURTHER RESOLVED, that the Forty-third Legislative Assembly recognizes and pays special tribute to:

CPT. Thomas H. Amos, Bismarck
 CPT. Glenn A. Belcher, Fessenden
 CPT. Thomas J. Beyer, Fargo
 MAJ. Clifton E. Cushman, Grand Forks
 MAJ. James A. Fowler, formerly of Bismarck
 Steven Haukness, Maddock
 MAJ. Wendell R. Keller, Fargo
 1 Lt. Byron K. Kulland, New Town
 MAJ. Darel D. Leetun, Hettinger
 SSG. Merlyn L. Paulson, Fargo
 CPT. William T. Potter, Grand Forks
 MAJ. Martin W. Steen, Grand Forks
 MAJ. Gordon J. Wenaas, Mayville
 Spec. 5 Deland D. Zubke, Grassy Butte

who are listed by the United States, or by the Army and Air Force as missing in action in Vietnam, and that it is the desire of all North Dakota citizens that their status be finally resolved and accounted for at the earliest possible date; and

BE IT FURTHER RESOLVED, that the Forty-third Legislative Assembly recognizes and pays special tribute to:

1 Lt. Richard L. Bates, Plaza
 MAJ. Keith N. Hall, Grand Forks
 MAJ. Carl W. Lasiter, formerly of North Dakota
 CPT. David P. Mott, Fargo and Moorhead, Minnesota
 CPT. Loren W. Torkelson, Crosby

who are listed as prisoners of war and that it is the desire of all North Dakota citizens that these men be reunited with their families at the earliest possible date; and

BE IT FURTHER RESOLVED, that the Secretary of State send enrolled copies of this resolution to the parents and wives of these men to whom the people of North Dakota owe so much.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Charles F. Karabensch, and Rep. Karabensch was thereupon introduced to the House.

House Concurrent Resolution No. 3048. A Concurrent Resolution urging that the Bureau of Reclamation and the Bureau of Sport Fisheries and Wildlife deal more equitably with persons affected by the Garrison Diversion Project, and that landowners severely damaged by the construction of an irrigation canal be allowed to draw water from such canal regardless of membership or nonmembership in an irrigation district.

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.

MOTION

Rep. Streibel moved that a committee of two be appointed to escort Hon. Mark Andrews, United States Congressman, to the rostrum, which motion prevailed.

Speaker Bunker appointed Reps. Weber and Poyzer to such committee, and The Hon. Mark Andrews was escorted to the rostrum and he addressed the Assembly.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3050. A Concurrent Resolution for the amendment of section 45 of the Constitution of the state of North Dakota, relating to compensation of members of the Legislative Assembly and providing an independent commission to set legislative pay and compensation.

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, 91; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rivinius
Austin	Hendrickson	Linderman	Royse
Backes	Herman	Livingston	Rued
Backlin	Hickle	Lodoen	Rundle
Bassingthwaite	Hildebrand	Lundene	Schindler
Berg	Hilleboe	McGauvran	Scotfield
Bridston	Jacob	Marsden	Solberg
Christensen, R.	Jacobson	Martinson	Stone
Dick	Jenkins	Mertens	Streibel
Dotzenrod	Johnson, H.	Metzger	Strinden
Eagles	Johnson, K.	Meyer	Timm
Erickson	Kermott	Miedema	Tinjum
Fleming	Kingsbury	Murphy	Tweten
Freborg	Kloubec	Nermyr	Vander Vorst
Froeber	Knudson	Olin	Wagner
Gackle	Kretschmar	Olson	Watkins
Ganser	LaGrave	Opedahl	Weber
Garnas	Lang	Orange	Welder
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland	Lee	Rice	

Those voting in the negative were:

Christensen, H.	Hausauer, A.	Jaeger	Matheny
Grubb	Hentges		

Absent and not voting:

Dornacker Peterson Stoltenow Thorsgard
 Hensrud

So the House Concurrent Resolution was declared adopted.

REPORTS OF STANDING COMMITTEES

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 3, line 5, delete the numerals "555,712" and insert in lieu thereof the numerals "613,162"

On page 3, line 6, delete the numerals "90,100" and insert in lieu thereof the numerals "102,100"

On page 3, line 11, delete the numerals "740,112" and insert in lieu thereof the numerals "809,562"

On page 3, line 22, delete the numerals "616,924" and insert in lieu thereof the numerals "711,824"

On page 3, line 23, delete the numerals "91,002" and insert in lieu thereof the numerals "100,002"

On page 3, after line 25, insert the following:

"Drug Control	100,000
Records system	25,500"

On page 3, delete line 26 and insert in lieu thereof the following:

"Total all funds	\$955,986"
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On page 3, after line 26, insert the following:

"Less federal funds	178,425
Total general fund transfer and appropriation	\$777,561"

On page 4, line 3, delete the numerals "2,312,800" and insert in lieu thereof the numerals "2,090,191"

On page 4, line 4, delete the numerals "618,219" and insert in lieu thereof the numerals "334,439"

On page 4, line 5, delete the numerals "189,006" and insert in lieu thereof the numerals "168,006"

On page 4, line 6, delete the numerals "44,392" and insert in lieu thereof the numerals "35,813"

On page 4, line 8, delete the numerals "3,297,900" and insert in lieu thereof the numerals "2,761,932"

On page 4, line 9, delete the numerals "2,391,213" and insert in lieu thereof the numerals "1,855,245"

On page 5, line 19, delete the numerals "6,000" and insert in lieu thereof the numerals "1,740"

On page 5, after line 19, insert the following:

"Interstate Pest Control Compact	29,000"
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On page 5, line 20, delete the numerals "520,249" and insert in lieu thereof "544,989"

On page 5, line 22, delete the numerals "469,971" and insert in lieu thereof the numerals "494,711"

On page 5, delete lines 23 through 35

On page 6, delete lines 1 through 13

On page 6, line 15, delete the numerals "8,647,227" and insert in lieu thereof the numerals "8,750,817"

On page 6, line 17, delete the numerals "2,761,603" and insert in lieu thereof the numerals "2,225,635"

On page 6, line 18, delete the numerals "11,408,830" and insert in lieu thereof the numerals "10,976,452"

On page 6, after line 34, insert the following:

"SECTION 4. STATE AUDITOR'S OFFICE.) The state auditor shall contract and pay for all audits conducted by private

auditing firms of state agencies, departments, and institutions. Such agencies, departments, and institutions shall reimburse the state auditor for costs incurred by his office in providing for such audits."

And renumber the pages, lines, and subdivisions accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of the Committee is to allow the State Auditor to hire a fulltime Certified Public Accountant and two auditing supervisors for political sub-divisions. The increase to fees and services is to allow a five-day work week.

The monies appropriated herein to the Attorney General shall be allocated to aid and assist the Bureau of Criminal Identification in carrying out its duties and responsibilities, but shall not be used to fund a consumer fraud program.

The appropriation to the Department of Public Instruction is reduced by \$535,968 in federal funds to discontinue the administration by the Department of Public Instruction of Titles III and IV of the Elementary and Secondary Education Act, as amended. The House Appropriations Committee takes such action after much review and study including discussions with elementary and secondary education school administrators. The information, testimony, and materials presented to the Committee supporting the continuation of the title programs were not sufficient in the opinion of the Committee to justify the continued supervision of such programs by the Superintendent of Public Instruction; or to justify provision of much needed space within the Capitol for the personnel needed to administer those programs.

The money appropriated to the Commissioner of Agriculture is to allow participation in the interstate pest control program. Equipment was reduced by \$4,260 because the milk-o-tester, which is no longer needed, will not be purchased.

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. 1002 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 1, delete the numerals "248,769.00" and insert in lieu thereof the numerals "279,869.00"

On page 2, line 2, delete the numerals "773,764.00" and insert in lieu thereof the numerals "1,226,366.00"

On page 2, after line 2, insert the following line:

"Lieutenant governor expenses for organizational and regular sessions	2,808.00"
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On page 2, line 3, delete the numerals "187,300.00" and insert in lieu thereof the numerals "241,856.00"

On page 2, line 5, delete the numerals "1,214,833.00" and insert in lieu thereof the numerals "1,755,899.00"

On page 2, line 9, delete the numerals "39,300.00" and insert in lieu thereof "46,800.00"

On page 2, line 11, delete the numerals "49,550.00" and insert in lieu thereof "57,050.00"

On page 2, line 25, delete the numerals "1,995,508.00" and insert in lieu thereof the numerals "2,544,074.00"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The budget for the Forty-third and Forty-fourth Legislative Assemblies is increased by \$538,258.00 to accomplish the following:

Increased salaries and expense allowance costs for 43rd	\$126,160.00
Bring appropriation up enough to cover actual costs of 43rd	298,568.00
Expenses of Lt. Governor \$18 per day (43rd and 44th Legislative Assemblies and organizational session)	2,808.00
Additional costs to be incurred by the 44th because of 1973 employee salary increase and the 1973 \$10 increase in legislators expense allowances	113,530.00
	<hr/>
Total increase to 43rd and 44th Legislative Assemblies appropriation	<u>\$541,066.00</u>

The increase of \$7,500.00 to the Organizational Session is made to provide for \$50 expense reimbursement per day during that session.

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 House Bill No. 1003 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Hartl 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. 1040 has had the same under consideration and recommends that the same be amended as follows:

On page 11, line 9 after the word "recorded" and before the period insert the following: "to such persons as are authorized by law"

On page 73, line 3 delete the words "four months" and insert in lieu thereof the words "ninety days"

On page 73, line 12 delete the words "four months" and insert in lieu thereof the words "ninety days"

On page 73, line 23 delete the words "four months" and insert in lieu thereof the words "ninety days"

On page 74, line 4 delete the words "four months" and insert in lieu thereof the words "ninety days"

On page 76, line 19 delete the words "four months" and insert in lieu thereof the words "ninety days"

On page 144, line 12 delete the numeral "1975" and insert in lieu thereof the numeral "1973"

On page 144, line 17 delete the numeral "1975" and insert in lieu thereof the numeral "1973"

On page 182, line 32 delete the numeral "1975" and insert in lieu thereof the numeral "1973"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 1049 has had the same under consideration and recommends that the same be returned to the House without recommendation.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1049 was placed on the calendar.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1090 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 27, after the word "eligible" insert the following: "**under the office of the Superintendent of Public Instruction,**"

On page 6, line 3, insert triple parentheses around the words "a majority" and insert in lieu thereof the words: "**sixty percent**"

On page 6, line 34, insert the triple parentheses around the words "a majority" and insert in lieu thereof the words: "**sixty percent**"

On page 8, line 9, insert triple parentheses around the words "a majority" and insert in lieu thereof the words: "**sixty percent**"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. 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 House Bill No. 1139 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Watkins 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. 1151 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17 after the words "Good Friday," insert the following: "**Thanksgiving Day,**"; also on page 17 delete the word "six" and insert in lieu thereof the word "**three**"

On page 1, line 19 after the word "statewide" insert the following: "**, special, primary or**"

On page 1, line 22 delete the following: "**as defined in section 16-06-01**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 1153 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Laske moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1153 was indefinitely postponed.

Mr. Speaker: The Majority of your Committee on Judiciary 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 2, line 11 after the comma insert the following: "**except in legislative races in general elections in multi-senator districts,**"

On page 2, line 13 delete the beginning triple parentheses before the word "so" and delete the ending triple parentheses after the word "the" and also delete the words "**in the**"

On page 2, delete all of line 14

On page 2, line 15 delete the following: "1. The" and also delete the triple parentheses before and after the word "one" and delete the words "the first"

On page 2, delete all of line 16

On page 2, line 17 delete the words "candidates in the first"

On page 2, delete lines 22 through 27 and insert in lieu thereof the following: "In legislative races in general elections in multi-senator districts, the position of names shall be rotated on the voting machines as follows:

1. The name appearing first in the first party row in one precinct will be last in the next precinct, and the name that appeared second shall be first in the next precinct, and so on until each name has been moved up or over one space accordingly.
2. The name appearing last in the second party row in one precinct will be first in the next precinct, and the name that appeared first shall be second in the next precinct, and so on until each name has been moved down or over one space accordingly.
3. The names appearing in subsequent party rows will be alternated according to the pattern established in the first and second party rows."

And renumber the lines and pages accordingly.

Rep. Atkinson

Rep. H. Christensen

Rep. Dotzenrod

Rep. Gronneberg

Rep. Grubb

Rep. Kretschmar

Rep. LaGrave

Rep. Lundene

Rep. Winkjer

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. H. Christensen moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Judiciary to whom was referred House Bill No. 1160 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Austin

Rep. Dick

Rep. Olson

Rep. Rundle

Rep. Stone

Rep. Vander Vorst

REP. ATKINSON, Chairman

Rep. Rundle moved that the report of the Minority be substituted for that of the Majority, which motion prevailed.

House Bill No. 1160 was indefinitely postponed.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Bill No. 1225 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed on a division vote, and the report was adopted.

House Bill No. 1225 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 1239 has had the same

under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Martinson moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1239 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 1249 has had the same under consideration and returns the bill without recommendation.

REP. ATKINSON, Chairman

Rep. Winkjer moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1249 was placed on the calendar.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1254 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 Industry, Business and Labor to whom was referred House Bill No. 1287 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Lodoen moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1287 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 1290 has had the same under consideration and recommends that the same be amended as follows:

On page 1, delete lines 1 through 6 and insert in lieu thereof the following: "A Bill for an Act to increase the annuity of retired teachers."

On page 1, line 19, delete everything after the word "entitled" and insert in lieu thereof the following: "to a twenty dollar per month increase in his current annuity."

On page 1, delete lines 20 through 24

On page 2, delete lines 1 through 27

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. 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. 1307 has had the same under consideration and recommends that the same be returned to the House without recommendation.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1307 was placed on the calendar.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1317 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, after the number and comma "26-26-04," insert the number and comma "26-27-03,"

On page 1, line 17, after the word "corporations" insert the words "and to services by non-participating physicians"

On page 2, line 8, delete the word "staff" and insert in lieu thereof the word "staffs"

On page 2, line 20, following the comma, insert the word "and"

On page 2, line 21, delete the comma

On page 7, after line 35, insert the following new section:

"SECTION 8. AMENDMENT.) Section 26-27-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

26-27-03. MEDICAL SERVICES OF PHYSICIANS OTHER THAN THOSE PARTICIPATING UNDER MEDICAL SERVICE PLAN AUTHORIZED.) The medical service plan put into effect by any corporation organized under the provisions of this chapter may also provide for medical services to such subscribers by doctors of medicine other than those participating under the plan, subject to the approval of the governing body of such medical service plan corporation.

In the case of a subscriber patient being referred by a participating doctor of medicine to a non-participating doctor of medicine, such plan corporation will pay, without the approval of the governing body of such medical service plan corporation, to such subscriber, upon proper filing of claim, an amount equal to the amount lawfully charged for the service performed by such non-participating doctor of medicine, but not to exceed an amount equal to one hundred percent of the maximum amount which such plan corporation would be obligated to pay to a participating doctor of medicine for identical service."

On page 8, line 26, following the comma, insert the word "and"

On page 8, line 27, delete the comma

On page 14, line 31, following the comma, insert the word "and"

On page 14, line 32, delete the comma

On page 20, line 32, following the comma, insert the word "and"

On page 20, line 33, delete the "comma"

And renumber the lines, pages, and sections accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 1322 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1322 was indefinitely postponed.

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 be amended as follows:

On page 1, after line 22, insert the following: (Director's salary shall not exceed \$40,000 for biennium)

On page 1, line 23, delete the numerals "459,780" and insert in lieu thereof the numerals "459,200"

On page 1, line 24, delete the numerals "81,000" and insert in lieu thereof the numerals "75,400"

On page 2, line 4, delete the numerals "165,000" and insert in lieu thereof the numerals "122,500"

On page 2, line 5, delete the numerals "200,000" and insert in lieu thereof the numerals "98,460"

On page 2, line 6, delete the numerals "74,554" and insert in lieu thereof the numerals "73,434"

On page 2, line 7, delete the numerals "2,333,815" and insert in lieu thereof the numerals "2,182,475"

On page 2, line 9, delete the numerals "2,296,615" and insert in lieu thereof the numerals "2,145,275"

On page 2, delete lines 16 through 24

On page 2, line 27, delete the numerals "335,725" and insert in lieu thereof the numerals "290,000"

On page 2, line 28, delete the numerals "150,128" and insert in lieu thereof the numerals "112,000"

On page 2, line 29, delete the numerals "142,831" and insert in lieu thereof the numerals "93,000"

On page 2, line 30, delete the numerals "29,550" and insert in lieu thereof the numerals "5,000"

On page 2, line 31, delete the numerals "597,500" and insert in lieu thereof the numerals "275,000"

On page 2, line 32, delete the numerals "1,255,734" and insert in lieu thereof the numerals "775,000"

On page 2, line 33, delete the numerals "1,055,734" and insert in lieu thereof the numerals "271,000"

On page 2, line 34, delete the numerals "200,000" and insert in lieu thereof the numerals "504,000"

On page 3, line 2, delete the numerals "258,783" and insert in lieu thereof the numerals "325,783"

On page 3, line 6, delete the numerals "409,680" and insert in lieu thereof the numerals "476,680"

On page 3, line 7, delete the numerals "34,720" and insert in lieu thereof the numerals "68,220"

On page 3, line 8, delete the numerals "374,960" and insert in lieu thereof the numerals "408,460"

On page 3, delete lines 17 through 22 and insert the following:
"Other land, structures, and major improvements 21,730"

On page 4, line 2, delete the numerals "991,054" and insert in lieu thereof the numerals "999,499"

On page 4, delete line 8

On page 4, line 9, delete the numerals "1,323,001" and insert in lieu thereof the numerals "1,293,446"

On page 4, line 11, delete the numerals "1,005,261" and insert in lieu thereof the numerals "975,706"

On page 4, line 14, delete the numerals "6,566,100" and insert in lieu thereof the numerals "6,704,011"

On page 4, after line 14 insert the following:
"Salaries and wages — relief help 32,000"

On page 4, line 15, delete the numerals "430,750" and insert in lieu thereof the numerals "625,800"

On page 4, line 16, delete the numerals "1,384,400" and insert in lieu thereof the numerals "1,207,900"

On page 4, line 17, delete the numerals "140,900" and insert in lieu thereof the numerals "143,400"

On page 4, after line 23 insert the following:
"Electrical substation - additional capacity 70,000"

On page 4, line 24, delete the numerals "8,737,150" and insert in lieu thereof the numerals "8,998,111"

On page 4, line 25, delete the numerals "1,998,600" and insert in lieu thereof the numerals "2,108,327"

On page 4, line 26, delete the numerals "6,738,550" and insert in lieu thereof the numerals "6,889,784"

On page 4, line 29, delete the numerals "1,747,399" and insert in lieu thereof the numerals "1,823,915"

On page 5, line 8, delete the numerals "3,311,849" and insert in lieu thereof the numerals "3,393,365"

On page 5, line 11, delete the numerals "2,074,853" and insert in lieu thereof the numerals "2,156,369"

On page 5, line 14, delete the numerals "2,869,023" and insert in lieu thereof the numerals "2,881,123"

On page 5, line 20, delete the numerals "3,526,335" and insert in lieu thereof the numerals "3,538,335"

On page 5, line 22, delete the numerals "3,273,717" and insert in lieu thereof the numerals "3,285,717"

On page 5, line 23, delete the numerals "18,429,531" and insert in lieu thereof the numerals "18,800,886"

On page 5, line 24, delete the numerals "6,216,947" and insert in lieu thereof the numerals "5,450,353"

On page 5, line 25, delete the numerals "24,646,478" and insert in lieu thereof the numerals "24,251,239"

On page 6, line 6, delete the remainder of the line after the closing parenthesis and insert the following:

"The State Library Commission is hereby authorized to accept additional federal funds which are hereby appropriated for the biennium beginning July 1, 1973 and ending June 30, 1975, and it is the intent of the legislature that if additional federal funds become available for the operation of the State Library Commission that the general fund appropriation shall be reduced by the amount of the federal matching funds.

And renumber the pages, lines, and subdivisions accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Director of Institutions - the fees and services as well as supplies and materials figures were reduced the amount agreed upon by the department as sufficient. The capitol grounds item was reduced by keeping center parking on the west lot instead of changing to a mall in that area. Improvements and repairs were reduced by eliminating the estimate for repair of the Plaza since no contractor would guarantee the job. Other means to correct this area are being investigated. Improvements for other state agencies was reduced by eliminating carpeting for the Department of Agriculture deemed not a necessity at this time.

State Library Commission - The Appropriation Committee found that the federal government did not intend in all probability to supply monies for the State Library in the coming biennium. It was decided that the budget of the commission be reviewed. The amendment budget represents the results of that review.

Radio Communications - salaries were increased to allow them to continue operations with the present staff.

State Industrial School - lines 17 through 22 were combined in one figure so that they are not bound to spend according to the individual line items.

Grafton State School - salaries and wages were increased to provide sufficient funds for a 5% increase for the first year of the biennium and a 4% increase for the second year of the biennium. Salaries and wages were reduced to reflect the funding of certain new positions from federal sources on a 75% federal and 25% state

basis. A total of \$105,975.00 in federal funds would be provided by the Department of Social Services and a total of %35,325 in state funds would come from the Grafton State School budget for the following positions: Program Aides - 8, Psychometrist - 1, Psychology Department secretary - 1, Rehabilitation Work Evaluator - 1, and Rehabilitation Part-time Secretarial Service - 1.

The Deaf-Blind appropriation in this bill was incorporated into the Grafton State School appropriation. A total of \$69,042 added to the Grafton budget for use in the deaf-blind education program provides funds for Grafton to support the program at the level proposed in this bill. The Deaf-Blind program, therefore, will be funded in the following amounts:

Salaries and wages	\$114,387
Fees and services	12,100
Supplies and materials	25,900
Equipment	40,000
<hr/>	<hr/>
Total	\$156,387
Less: estimated income	126,387
<hr/>	<hr/>
General fund	\$ 30,000

To reflect future gas utility cuts in the correct classification \$185,-800 was transferred from supplies and materials to fees and services.

To provide for sufficient electrical power at the school, \$70,000 was added for a project increase the for the school's electrical substation capacity.

State Penitentiary - It is the Committees' intent to increase salaries and wages to supply six additional correctional officers to correct security problems at the penitentiary.

San Haven State Hospital - a new position of social worker at a biennial cost of \$16,200 is added to the appropriation for San Haven. Only \$12,000 was added to the Executive Budget for the position since it was determined that \$4,200 is available from amounts already approved in Executive Budget.

REP. REIMERS, Chairman

Rep. Marsden 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. 1200 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, delete all the words after the word "and" and insert in lieu thereof the following: "providing an appropriation for the construction, additions to, remodeling, and equipping of buildings on college campuses."

On page 1, delete lines 3 and 4

On page 1, line 15, delete the numerals "15,000,000.00" and insert in lieu thereof the numerals "25,000,000.00"

On page 1, line 18, delete the numerals "15,000,000.00" and insert in lieu thereof the numerals "25,000,000.00"

On page 3, after line 1, insert the following new section:

"SECTION 3. APPROPRIATION.) There is hereby appropriated from the general fund in the state treasury, not otherwise appropriated, the sum of \$1,778,000.00, or so much thereof as may be necessary, for the construction of a veterinary science building on the campus of North Dakota State University."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The Committee increased the amount of the general fund balance necessary before transfers can be made to the college building fund from \$15,000,000 to \$25,000,000. It also added a section to provide for the construction of a veterinary science building in the amount of \$1,778,000 directly from the general fund.

REP. REIMERS, Chairman

Rep. 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. 1437 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21, after the word "tuition" insert the words "or stipends"

On page 1, line 22, delete the word "such" and insert in lieu thereof the word "each"

On page 1, line 23, delete the word "are" and insert in lieu thereof the word "is"; after the word "as" insert the word "a"; and delete the word "items" and insert in lieu thereof the word "item"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of the amendment is to prevent the expenditure of state funds for education purposes of any type, stipends are a part of educational benefit payments made by state departments to employees. The amendment also allows all items to be combined and listed as one line item.

REP. REIMERS, Chairman

Rep. Freborg 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. 1337 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete the comma and the phrase "and providing that an" and insert a period in lieu thereof

On page 1, delete lines 4 and 5

On page 2, line 7, following the word "employee", insert the following: "and may be accumulated up to a maximum of thirty working days"

On page 2, line 14, after the period following the word "unit", insert the following: "Sick leave shall be granted only in cases of illness which might impair the health or functioning of the employee and accumulated sick leave shall be applied only to cases in which the illness of the employee extends beyond the time allotted for annual sick leave."

On page 2, line 16, insert ending triple parentheses after the period following the word "section"

On page 2, line 18, delete the ending triple parentheses and the language thereafter

On page 2, delete lines 19 and 20

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 Finance and Taxation to whom was referred House Bill No. 1345 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17, delete the triple parentheses before and after the word "one" and delete the word "two"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Jacob 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. 1353 has had the same under consideration and recommends that the same be amended as follows:

"On page 1, line 2, after the word "property" insert a semicolon and the words "and declaring an emergency"

On page 2, line 24, after the period insert the following: "**The term "improvements" as used in this section shall include, but shall not be limited to, machinery and equipment constructed as an integral part of a building or structure and essential for its support and not removable without materially restricting or limiting its use; it shall also include only such other machinery and equipment, whether or not affixed to land or other real property, that is used in any process of manufacturing or refining tangible products for use or sale, provided that the words "such other machinery and equipment" shall not be interpreted as including the following:**

1. Office equipment and small tools.
2. Machinery and equipment used primarily for or in connection with cleaning, sorting or storing other property.
3. Machinery and equipment used primarily in any process other than manufacturing or refining tangible products for use or sale.
4. Machinery and equipment that is subject to a tax that is in lieu of ad valorem taxation.

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 accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Poyzer 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. 1359 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21, after the word "the" insert the words "**completion of the general**" and after the word "harvest" insert the words "**of a crop**" and also delete the words "**from being completed**"

On page 2, line 5, after the comma insert the words "**or any work, the stoppage of which would prevent or delay the completion of the general harvest of a crop,**"

On page 2, line 10, delete everything after the period

On page 2, delete all of line 11

On page 2, line 18, after the period insert the following sentence: "**The mediation decision shall be retroactive to the date when the restraining order or injunction was issued.**"

On page 2, line 27 delete the triple parentheses before and after the word "or" and delete the underlined comma

On page 2, line 28, delete the following: "**or upon court order**" and after the period insert the following: "**However, in**

the case of a labor dispute involving agricultural employees, as defined in this Code, there shall be compulsory mediation upon court order."

And renumber the lines and pages accordingly.

Rep. Atkinson

Rep. Dick

Rep. Dotzenrod

Rep. Grubb

Rep. Kretschmar

Rep. LaGrave

Rep. Olson

Rep. Winkjer

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Dotzenrod moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Judiciary to whom was referred House Bill No. 1359 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Austin

Rep. H. Christensen

Rep. Gronneberg

Rep. Lundene

Rep. Rundle

Rep. Stone

Rep. Vander Vorst

REP. ATKINSON, Chairman

Rep. H. Christensen moved that the report of the Minority be substituted for that of the Majority.

Rep. Tweten requested a recorded roll call vote.

ROLL CALL

The question was on the motion of Rep. H. Christensen that the Report of the Minority be substituted for the Report of the Majority. The roll was called and there were ayes, 36; nays, 57; absent and not voting, 9.

Those voting in the affirmative were:

Austin	Herman	Livingston	Raymond
Bassingthwaite	Jacobson	Lundene	Rice
Christensen, H.	Jaeger	McGauvran	Rivinius
Freborg	Johnson, H.	Metzger	Rundle
Froeber	Johnson, K.	Miedema	Solberg
Gackle	Kermott	Olin	Tinjum
Gengler	Knudson	Opedahl	Wagner
Gronneberg	Laughlin	Orange	Wilkie
Haugland	Leibhan	Peterson	Mr. Speaker

Those voting in the negative were:

Atkinson	Hausauer, L.	Linderman	Schindler
Berg	Hendrickson	Lodoen	Scofield
Bridston	Hentges	Marsden	Stoltenow
Christensen, R.	Hickle	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jenkins	Mertens	Strinden
Dotzenrod	Kingsbury	Meyer	Thorsgard
Eagles	Kloubec	Nermyr	Timm
Erickson	Kretschmar	Olson	Tweten
Fleming	LaGrave	Poyzer	Vander Vorst
Ganser	Lang	Rau	Watkins
Garnas	Langley	Reimers	Weber
Grubb	Larson	Royse	Winge
Gundersen	Laske	Rued	Winkjer
Hartl			

Absent and not voting:

Hausauer, A.	Hensrud	Hilleboe	Murphy
Backes	Hildebrand	Lee	Welder
Backlin			

The motion failed.

The question then was on the motion of Rep. Dotzenrod to adopt the Report of the Majority of the Committee on Judiciary, which motion prevailed.

House Bill No. 1359 was placed on the Sixth Order of Business.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1374 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Langley moved that the report be adopted, which motion prevailed and the report was adopted.

House Bill No. 1374 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 1400 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1 delete the word "their" and insert in lieu thereof the word "increased"

On page 1, line 7 after the word "OF" insert the word "INCREASED"

On page 1, line 9 after the word "mail" insert the words "or deliver"

On page 1, line 12 after the word "mailed" insert the words "or delivered"

On page 1, line 17 delete the words "assessed the property" and insert in lieu thereof the words "increased the valuation"

On page 1, line 22 after the word "mailed" insert the words "or delivered"

On page 1, line 24 after the word "mailed" insert the words "or delivered"

And renumber the lines and pages 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 Finance and Taxation to whom was referred House Bill No. 1439 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 the following in lieu thereof: "for an Act to amend and reenact subsection 14 of section 57-36-01, section 57-36-06, and subsection 1 of section 57-36-27 of the North Dakota Century Code, relating to the excise and use taxes on cigarettes, and to the definition of a cigarette for tax purposes.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 14 of section 57-36-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

14. "Cigarette" means (((any))):

- a. Any roll for smoking made wholly or in part of tobacco, and encased in any material except tobacco; and
- b. Any roll for smoking made wholly or in part of tobacco that has a wrapper made of homogenized tobacco or

natural leaf tobacco or some other material wholly or in part made of tobacco and the roll is of cigarette size so that one thousand weigh three pounds or less, even though referred to, but not limited to such names as, little cigars.

SECTION 2. AMENDMENT.) Section 57-36-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-36-06. CIGARETTES - AMOUNT OF TAX.) There are levied and assessed, and there shall be collected and paid to the state tax commissioner, upon all cigarettes sold in this state, the following excise taxes, payment thereof to be made prior to the time of the sale and delivery thereof:

1. Class A. On cigarettes weighing not more than three pounds per thousand, five and one-half mills on each such cigarette (((;))) **until July 1, 1975, and thereafter at the rate of six mills on each such cigarette.**
2. Class B. On cigarettes weighing more than three pounds per thousand, (((five and one-half))) **six mills on each such cigarette until July 1, 1975, and thereafter at the rate of six and one-half mills on each such cigarette.**

SECTION 3. AMENDMENT.) Subsection 1 of section 57-36-27 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. A tax is hereby imposed upon the use or storage by consumers of cigarettes in this state, and upon such consumers, at the following rates:

- a. On cigarettes weighing not more than three pounds per thousand, five and one-half mills on each such cigarette **until July 1, 1975, and thereafter at the rate of six mills on each such cigarette.**
- b. On cigarettes weighing more than three pounds per thousand, (((five and one-half))) **six mills on each such cigarette until July 1, 1975, and thereafter at the rate of six and one-half mills on each such cigarette."**

And renumber the lines and pages 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. 1445 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, delete the remainder of the bill after the words "A BILL" and insert in lieu thereof the following: "requiring insurers, nonprofit hospital or medical service plan corporations to provide immediate dependent coverage on an optional basis and optional provision for congenital defects, maternity coverage for unwed mothers, dependent coverage provisions for unwed mothers, and for applicability and effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. TIME FOR COVERAGE OF NEWBORN DEPENDENT CHILDREN - OPTION COVERAGE FOR CONGENITAL DEFECTS.) Every insurer or nonprofit hospital or medical service plan corporation issuing individual or group health insurance policies or hospital or medical service plan contracts which provide dependent coverage subject to a waiting or elimination period applicable to newborn children shall also make available dependent coverage for such newborn dependent children from and at the instant of birth. Every insurer or nonprofit hospital or medical service plan corpora-

tion issuing individual or group health insurance policies or hospital or medical service plan contracts which provide dependent coverage, excluding coverage for congenital defects, applicable to newborn children shall also make available dependent coverage, including optional coverage for congenital defects, for such newborn dependent children.

SECTION 2. OPTIONAL MATERNITY COVERAGE FOR UNWED MOTHERS.) Every insurer or nonprofit hospital or medical service plan corporation issuing individual or group health insurance or hospital or medical service plan contracts which provide maternity coverage to a female insured or the lawful wife of a male insured shall also make available like coverage, on an optional basis, for unmarried female insureds and unmarried female dependents.

SECTION 3. OPTIONAL DEPENDENT COVERAGE FOR UNWED MOTHERS.) Every insurer or nonprofit hospital or medical service plan corporation issuing individual or group health insurance or hospital or medical service plan contracts which provide dependent coverage for children shall also make available like coverage, on an optional basis, for the children of unmarried female insureds and the children of unmarried female dependents.

SECTION 4. APPLICABILITY.) The option to obtain the additional coverage specified in this Act shall be made available in connection with all individual and group health insurance policies and hospital and medical service plan contracts delivered or issued for delivery in this state from and after the effective date of this Act.

SECTION 5. EFFECTIVE DATE.) The effective date of this Act shall be July 1, 1973.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Metzger 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. 1446 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Backlin
Rep. Froeber
Rep. Hendrickson
Rep. Hildebrand
Rep. Jacobson
Rep. Larson
Rep. Leibhan
Rep. McGauvran
Rep. Raymond
Rep. Schindler
Rep. Tinjum

REP. KNUDSON, Chairman

Rep. Hildebrand moved that the report be adopted.

Mr. Speaker: The Minority of Your Committee on Education to whom was referred House Bill No. 1446 has had the same under consideration and recommends that the same be amended as follows:

On page 1, delete lines 9 through 24 and insert in lieu thereof the following: "**SECTION 1. LEGISLATIVE INTENT.)** It is the intent of the legislative assembly to provide the best opportunities and facilities for higher education in accordance with the financial abilities of the state and the principles of economy and good management. It is hereby found that the existence of duplicate engineering programs at the two universities of the state, the university of North Dakota at Grand Forks and North Dakota state university at Fargo, is contrary to the principles of economy and good management and an unnecessary burden on the financial abilities of the state."

On page 2, delete lines 1 through 35

On page 3, delete the numerals "1973" and insert in lieu thereof the numerals "1975"

And renumber the lines and pages accordingly.

Rep. Knudson
Rep. Stoltenow
Rep. Eagles
Rep. Erickson
Rep. Watkins

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Stoltenow 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. Hildebrand to adopt the report of the Majority of the Committee on Education, which motion prevailed.

House Bill No. 1446 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1453 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.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1475 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4, delete the comma after the word "cases" and insert a semicolon in lieu thereof, and immediately thereafter insert the following: "to create and enact section 30-17-04.1, relating to short term notice to creditors;"

On page 1, line 5, delete the words "the initial paragraph of" and insert in lieu thereof the word "and"

On page 1, line 6, delete the word "section" and insert in lieu thereof "sections 30-17-04,;" delete the words "and sections"; and insert a comma following the number "30-20-03"

On page 3, line 20, delete the remainder of the line following the period

On page 3, delete lines 21 through 32

On page 4, after line 32, insert the following new sections:

"SECTION 5. AMENDMENT.) Section 30-17-04 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

30-17-04. CITATION AND SERVICE THEREOF.) If the inventory returned discloses the facts mentioned in subsection 1 of section 30-17-01, or if a petition for a summary administration is filed as provided in section 30-17-03, the court shall issue a citation fixing the time for a hearing upon such inventory or petition, as the case may be. Such citation shall be served in the manner provided by chapter 30-02. ((If the record discloses that there is no surviving spouse or minor child or children of the deceased, the court shall order that a short term notice to creditors be given in the following form:

SHORT TERM NOTICE TO CREDITORS

STATE OF NORTH DAKOTA
COUNTY OF _____

IN THE MATTER OF THE ESTATE OF _____, deceased.

Notice is given by the undersigned to all creditors of, and all persons having claims against _____,

deceased, to file them with the necessary vouchers within fifteen days after the publication of this notice with the County Court of _____ County, North Dakota, in the Courthouse in the City of _____ in said County and State, or stand forever barred.

You are further notified that Honorable _____, Judge of said County Court, has by order fixed the _____ day of _____, A.D., 19____, at the hour of _____ o'clock in the _____ noon of said day at said County Courtrooms as the time and place for hearing and adjusting all claims against the estate of said decedent which have been filed as hereinbefore provided, and all persons interested in said estate are required then and there to show cause why such claims should not be allowed.

Dated _____ A.D., 19____
(Seal)

Such notice shall be published once in a newspaper published in the city of decedent's residence, or if decedent did not reside in a city or resided in a city where no newspaper is published, then in the newspaper in the county of his residence or in the county closest to decedent's residence. Such publication shall be deemed complete service upon all parties interested in the estate. The time for hearing or examining and adjusting claims shall be held not less than twenty days nor more than thirty days after publication of the notice. All claims not filed within the time allowed shall be barred as provided in section 30-18-04 and all claims filed shall be in conformity with chapter 30-18. The person signing the petition and notice to creditors under this chapter shall have all of the powers and duties of an executor or administrator under chapter 30-18 dealing with approval and allowance of claims, and all procedures of chapter 30-18 dealing with allowance and priority of claims shall be followed.)))

SECTION 6.) Section 30-17-04.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

30-17-04.1. SHORT TERM NOTICE TO CREDITORS.) The court shall order that a short term notice to creditors be given in the following form:

SHORT TERM NOTICE TO CREDITORS

STATE OF NORTH DAKOTA

COUNTY OF _____

IN THE MATTER OF THE ESTATE OF _____,

deceased.

Notice is given by the undersigned to all creditors of, and all persons having claims against _____, deceased, to file them with the necessary vouchers within fifteen days after the publication of this notice, with the County Court of _____ County, North Dakota, in the

Courthouse in the City of _____ in said County and State, or stand forever barred.

You are further notified that Honorable _____, Judge of said County Court, has by order fixed the _____ day of _____, A.D., 19____, at the hour of _____ o'clock in the _____ noon of said day at said County Courtrooms as the time and place for hearing and adjusting all claims against the estate of said decedent which have been filed as hereinbefore provided, and all persons interested in said estate are required then and there to show cause why such claims should not be allowed.

Dated _____ A.D., 19____
(Seal)

Such notice shall be published once in a newspaper published in the city of decedent's residence, or if decedent did not reside in a city or resided in a city where no newspaper is published, then in the newspaper in the county of his residence or in the county closest to decedent's residence. Prior to; or upon the day of, publication of such notice, a copy of the notice as it will be published shall be mailed by certified mail, return receipt requested; to each creditor listed in the petition. The filing of an affidavit indicating compliance with this mailing requirement shall be conclusive evidence of the receipt of the notice by mail by the creditors so listed. Such publication shall be deemed complete service upon all parties interested in the estate. The time for hearing or examining and adjusting claims shall be held not less than twenty days nor more than thirty days after publication of the notice. All claims not filed within the time allowed shall be barred as provided in section 30-18-04 and all claims filed shall be in conformity with chapter 30-18. The person signing the petition and notice to creditors under this chapter shall have all of the powers and duties of an executor or administrator under chapter 30-18 dealing with approval and allowance of claims, and all procedures of chapter 30-18 dealing with allowance and priority of claims shall be followed."

On page 4, line 33, delete the number "5" and insert in lieu thereof the number "7", and after the parenthesis delete the remainder of the line

On page 4, line 34, delete the word "section" and insert in lieu thereof the word "Section"

On page 5, after line 13, insert the following:

1. (((The entire estate to the surviving spouse, if there is a surviving spouse; or
2. The entire estate to the minor child or children of the deceased if there are minor children and no surviving spouse; or
3. If there is no surviving spouse and no minor child or children of the deceased, that portion of the estate remaining after assignment to all creditors of the sum in cash equal to the amount of their claims as allowed, shall be assigned to the person or persons entitled thereto under the will admitted to probate, if any, or to the persons or persons entitled thereto under the law of succession of this state. In the event there is not sufficient cash to satisfy all creditors' claims as allowed, the court, upon petition showing that fact, may order the sale of estate assets pursuant to section 30-17-06. All claims shall be paid in the order and under conditions provided by chapter 30-18.))) **If the decedent died testate, according to the terms of the will; or**
2. **If the decedent died intestate, to the person or persons entitled thereto according to the laws of succession of the state of North Dakota.**

The title to such real and personal property shall vest absolutely in the person or persons entitled thereto subject to the mortgages, liens, or encumbrances upon said estate at the time of the death of the decedent and there must be no further proceedings in the administration unless further estate is discovered.

In its decree assigning the estate, the court may order any person, firm, or corporation holding assets of the estate to pay or deliver all or a part of such assets to such persons as are entitled thereto in order to make proper distribution under the decree, and such payment or delivery under the decree shall relieve the person, firm, or corporation holding such assets from further liability."

And renumber the lines, pages, and sections accordingly.

And when so amended recommends the same do pass.

REP. LANG, 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 House Bill No. 1477 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Timm moved that the report be adopted.

Rep. Wilkie moved a substitute motion that House Bill No. 1477 be placed on the calendar.

Rep. Wilkie requested a recorded roll call vote on the substitute motion.

ROLL CALL

The question was on the substitute motion of Rep. Wilkie, the roll was called and there were ayes, 31; nays, 68; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Jacobson	Linderman	Solberg
Backes	Johnson, H.	Livingston	Stoltenow
Bassingthwaite	Kloubec	Lundene	Tinjum
Eagles	Knudson	McGauvran	Vander Vorst
Fleming	Kretschmar	Opedahl	Watkins
Gronneberg	LaGrave	Orange	Wilkie
Grubb	Langley	Poyzer	Winge
Hartl	Laughlin	Royse	

Those voting in the negative were:

Atkinson	Hausauer, A.	Lee	Reimers
Backlin	Hausauer, L.	Leibhan	Rice
Berg	Hendrickson	Lodoen	Rivinius
Bridston	Hentges	Marsden	Rued
Christensen, H.	Herman	Martinson	Rundle
Christensen, R.	Hickle	Matheny	Schindler
Dick	Hildebrand	Mertens	Scofield
Dornacker	Hilleboe	Metzger	Stone
Dotzenrod	Jacob	Meyer	Streibel
Freborg	Jaeger	Miedema	Strinden
Froeber	Jenkins	Murphy	Thorsgard
Gackle	Johnson, K.	Nermyr	Timm
Ganser	Kermott	Olin	Tweten
Garnas	Kingsbury	Olson	Wagner
Gengler	Lang	Peterson	Welder
Gunderson	Larson	Rau	Winkjer
Haugland	Laske	Raymond	Mr. Speaker
Absent and not voting:			
Erickson	Hensrud	Weber	

The motion failed.

The question then was on the motion of Rep. Timm to adopt the Committee Report on House Bill No. 1477, which motion prevailed.

House Bill No. 1477 was indefinitely postponed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 1489 has had the same under consideration and recommends that the same be amended as follows:

On page 1, delete lines 1 through 4 and insert in lieu thereof the following: "A BILL for an Act to amend and reenact sections 61-16-22 and 61-16-35 of the North Dakota Century Code, relating to financing of special improvements in water management districts; and to repeal section 61-16-23 of the North Dakota Century Code, relating to the county's authority to make a general tax levy to pay a deficiency resulting from special improvements in water management districts."

On page 2, line 1, delete the triple parentheses before the word "under" and after the word "in" and insert beginning triple parentheses after the word "project"

On page 2, line 2, delete everything before the word "section"

On page 2, line 5, insert ending triple parentheses after the word "commissioners"

On page 3, delete lines 2 through 35 and insert in lieu thereof the following: "SECTION 2. AMENDMENT.) Section 61-16-35 of the 1971 Supplement to 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 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 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 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 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.))

SECTION 3. REPEAL.) Section 61-16-23 of the 1971 Supplement to the North Dakota Century Code is hereby repealed."

On page 4, delete lines 1 through 35

On page 5, delete lines 1 and 2

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Winkjer 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. 1495 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2 delete the following: "and subsection 5 of section 11-16-05"

On page 1, line 3 delete everything after the word "to"

On page 1, delete all of lines 4 and 5

On page 1, line 6 delete everything before the word "increasing"

On page 1, line 7 delete the following: ", and providing an effective date"

On page 1, line 21 delete the word "eight" and insert in lieu thereof the word "seven"

On page 1, line 22 delete the word "four" and insert in lieu thereof the word "two"

On page 1, line 24 delete the word "eight" and insert in lieu thereof the word "seven"

On page 2, line 1 delete the word "six" and insert in lieu thereof the word "four"

On page 2, line 7 delete the word "eleven" and insert in lieu thereof the word "nine" and also after the word "thousand" insert the words "eight hundred"

On page 2, line 16 delete the words "twelve thousand" and insert in lieu thereof the words "ten thousand four hundred"

On page 2, line 18 delete the triple parentheses before and after the word "thirty-five"

On page 2, line 19 delete the word "eighteen"

On page 3, delete all of lines 5 through 18

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. LANG, 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. 1508 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2 delete the words "new and improved" and insert in lieu thereof the words "improvements to"

On page 1, line 17 delete the word "new"

On page 1, line 18 delete the words "construction and in"

On page 2, line 3 delete the word "property" and insert in lieu thereof the words "building or structure"

On page 2, line 4 delete the word "commencement"

On page 2, line 5 delete the words and comma "of new construction, the" and delete the comma after the word "remodeling"

On page 2, line 6 delete the word "property" and insert in lieu thereof the words "building or structure"

On page 2, line 7 delete the following: " "new construction" or "extensive" and insert in lieu thereof the word " "Extensive"

On page 2, line 8 delete the word "construction" and delete both commas

On page 2, line 10 delete the word "property" and insert in lieu thereof the words "building or structure"

On page 2, line 12 delete the words "new construction" and delete both commas

On page 2, line 14 delete the word "MODIFY" and insert in lieu thereof the words "EXEMPT CERTAIN IMPROVEMENTS TO"

On page 2, line 15 delete the words "ASSESSMENTS ON CERTAIN IMPROVED"

On page 2, line 20 delete the word "modified" and after the word "exemptions" insert the words "for the assessed valuation increase"

On page 2, line 21 delete the words "new construction" and delete both commas

On page 2 line 23 delete the word "five" and insert in lieu thereof the word "three" and delete the word "new"

On page 2, line 24 delete the word and comma "construction," and delete the comma after the word "rehabilitation"

On page 2, line 26 delete the words and comma "new construction"

On page 2, line 27 delete the comma after the word "rehabilitation"

On page 2, line 29 delete the words and comma "new construction,"

On page 2, line 30 delete the comma after the word "rehabilitation"

On page 2, line 31 delete the word "forty" and insert in lieu thereof the word "sixty"

On page 2, line 32 delete the words and comma "new construction,"

On page 2, line 33 delete the comma after the word "rehabilitation"

On page 2, line 34 delete the word "thirty" and insert in lieu thereof the word "forty"

On page 2, delete all of line 35

On page 3, delete all of lines 1 through 5

On page 3, line 16 delete the words and comma "new construction,"

On page 3, line 17 delete the comma

On page 3 line 23 delete the word "modified"

On page 3, line 25 delete the word "new"

On page 3, line 26 delete the word "construction" and delete both commas

On page 4, line 3 delete the words "a modification of" and insert in lieu thereof the word "an" and delete the word "taxation" and insert in lieu thereof the words "property tax exemption"

On page 4, line 5 delete the words "new construction or"

On page 4, line 10 delete the word "thirty" and insert in lieu thereof the word "sixty"

On page 4, line 14 delete the word "thirty-day" and insert in lieu thereof the word "sixty-day"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 1026 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Olin 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. 1314 has had the same under consideration and recommends that the same be amended as follows:

On page 4, delete lines 9 through 18

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

State of the Purpose of the Amendment:

The intent of the Committee is to have the local sub-divisions give the tax relief.

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 House Bill No. 1390 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 House Bill No. 1399 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 House Bill No. 1469 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 Judiciary to whom was referred House Concurrent Resolution No. 3002 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 22 after the period insert the following:

"A person accused of a crime for which he may be confined for a period of more than one year has the right of trial by a jury of twelve. The legislative assembly may determine the size of the jury for all other cases, provided that the jury consists of at least six members. All verdicts must be unanimous, and also on line 22, delete the following: "A jury shall consist of six

On page 1, delete all of lines 23 and 24

On page 2, delete all of lines 1 and 2

And renumber the lines and pages accordingly.

And when so amended be re-referred to the Legislative Council Resolutions Committee.

REP. ATKINSON, Chairman

Rep. Olson 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. 3003 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 13 delete the word "and"

On page 1, delete all of lines 14 through 17

And renumber the 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 Appropriations to whom was referred House Concurrent Resolution No. 3043 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3043 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3047 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. HERMAN, Chairman

Rep. Laske moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3047 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3053 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 3055 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 House Concurrent Resolution No. 3056 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. HERMAN, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3056 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3057 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3057 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 3058 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 Education to whom was referred House Concurrent Resolution No. 3059 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. KNUDSON, Chairman

Rep. Watkins moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3059 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3060 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. 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 Concurrent Resolution No. 3061 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Grubb 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. 3062 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Freborg 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. 3063 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. KNUDSON, Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3063 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 3064 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Matheny 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. 3065 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. DORNACKER, Chairman

Rep. Royse moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3065 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3066 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. Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3066 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Concurrent Resolution No. 3067 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 Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3068 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3068 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3069 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. H. Christensen moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3069 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3070 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Gronneberg moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3070 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3071 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. Jaeger requested a recorded roll call vote on the motion of Rep. Hentges to adopt the report of the Committee.

The question was on the motion of Rep. Hentges to adopt the report of the Committee on State and Federal Government on House Concurrent Resolution No. 3071.

ROLL CALL

The roll was called and there were ayes, 89; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Linderman	Rued
Backes	Hendrickson	Livingston	Rundle
Backlin	Hentges	Lundene	Schindler
Bassingthwaite	Herman	McGauvran	Scofield
Bridston	Hickle	Martinson	Solberg
Christensen, H.	Hildebrand	Matheny	Stoltenow
Christensen, R.	Hilleboe	Mertens	Stone
Dick	Jaob	Metzger	Streibel
Dornacker	Jacobson	Meyer	Strinden
Dotzenrod	Johnson, H.	Miedema	Thorsgard

Eagles	Johnson, K.	Nermyr	Timm
Erickson	Kermott	Olin	Tinjum
Fleming	Kingsbury	Olson	Tweten
Freborg	Kloubec	Opedahl	Vander Vorst
Froeber	Knudson	Orange	Wagner
Gackle	Kretschmar	Peterson	Watkins
Ganser	LaGrave	Poyzer	Weber
Garnas	Lang	Rau	Welder
Gengler	Langley	Raymond	Wilkie
Gronneberg	Larson	Rice	Winge
Gunderson	Laske	Rivinius	Winkjer
Hartl	Lee	Royse	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Grubb	Jaeger	Marsden
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Absent and not voting:

Austin	Hensrud	Leibhan	Murphy
Berg	Jenkins	Lodoen	Reimers
Haugland	Laughlin		

The motion prevailed.

House Concurrent Resolution No. 3071 was indefinitely postponed.

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 be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted.

Rep. Jaeger requested a recorded roll call vote on the motion of Rep. Hentges to adopt the Committee Report.

The question was on the motion of Rep. Hentges to adopt the Report of the Committee on State and Federal Government.

ROLL CALL

The roll was called and there were ayes, 86; nays, 12; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hentges	Linderman	Rivinius
Austin	Herman	Livingston	Royse
Backlin	Hickle	Lodoen	Rued
Bassingthwaite	Hildebrand	Lundene	Rundle
Bridston	Hilleboe	McGauvran	Schindler
Christensen, H.	Jacob	Martinson	Solberg
Christensen, R.	Jacobson	Matheny	Stoltenow
Dick	Jenkins	Mertens	Stone
Dornacker	Johnson, H.	Metzger	Streibel
Dotzenrod	Johnson, K.	Meyer	Strinden
Eagles	Kermott	Miedema	Thorsgard
Erickson	Kingsbury	Murphy	Timm
Fleming	Kloubec	Olin	Tinjum
Freborg	Knudson	Olson	Tweten
Froeber	Kretschmar	Opedahl	Vander Vorst
Ganser	LaGrave	Orange	Wagner
Garnas	Lang	Peterson	Watkins
Gengler	Langley	Poyzer	Weber
Gronneberg	Larson	Raymond	Winge
Hartl	Laske	Reimers	Winkjer
Haugland	Laughlin	Rice	Mr. Speaker
Hausauer, A.	Lee		

Those voting in the negative were:

Backes	Gunderson	Marsden	Scofield
Gackle	Hendrickson	Nermyr	Welder
Grubb	Jaeger	Rau	Wilkie

Absent and not voting:

Berg Hausauer, L. Hensrud Leibhan

The motion prevailed.

House Concurrent Resolution No. 3072 was indefinitely postponed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3073 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 Concurrent Resolution No. 3074 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. HERMAN, Chairman

Rep. Rau moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3074 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3075 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. KNUDSON, Chairman

Rep. Raymond moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3075 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3076 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. HILLEBOE, Chairman

Rep. Martinson moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3076 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 3077 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. DORNACKER, Chairman

Rep. Garnas moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3077 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3078 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. HERMAN, Chairman

Rep. Rau moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3078 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 3079 has had the same under consideration and recommends that 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 Concurrent Resolution No. 3080 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. HILLEBOE, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed and he report was adopted.

House Concurrent Resolution No. 3080 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 3081 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. Winkjer moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3081 was re-referred to the Legislative Council Resolutions Committee.

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 be re-referred to the Legislative Council Resolutions Committee.

REP. HILLEBOE, Chairman

Rep. Martinson moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3082 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 3083 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Backlin 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. 3084 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Grubb 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. 3085 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 Industry, Business and Labor to whom was referred House Concurrent Resolution No. 3086 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 3087 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 Finance and Taxation to whom was referred House Concurrent Resolution No. 3088 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. DORNACKER, Chairman

Rep. Garnas moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3088 was re-referred to the Legislative Council Resolutions Committee.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Concurrent Resolution No. 3089 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3089 was re-referred to the Legislative Council Resolutions Committee.

MESSAGE TO THE SENATE House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1074
House Bill No. 1217
House Bill No. 1295
House Bill No. 1327
House Bill No. 1344
House Bill No. 1352
House Bill No. 1363
House Bill No. 1372
House Bill No. 1386
House Bill No. 1420
House Bill No. 1430
House Bill No. 1447
House Bill No. 1492
House Bill No. 1501
House Bill No. 1503
House Bill No. 1517
House Bill No. 1529
House Bill No. 1530
House Concurrent Resolution No. 3032
House Concurrent Resolution No. 3034
House Concurrent Resolution No. 3036

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE Senate Chamber

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. 1048
 Senator Melland
 Senator Strinden
 Senator Erdman

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:
 Senate Concurrent Resolution 4032

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2015
 Senate Bill No. 2149
 Senate Bill No. 2189
 Senate Bill No. 2190
 Senate Bill No. 2233
 Senate Bill No. 2241
 Senate Bill No. 2264
 Senate Bill No. 2278
 Senate Bill No. 2288
 Senate Bill No. 2295
 Senate Bill No. 2312
 Senate Bill No. 2352
 Senate Bill No. 2368
 Senate Bill No. 2379
 Senate Bill No. 2391
 Senate Bill No. 2419
 Senate Concurrent Resolution No. 4051
 Senate Concurrent Resolution No. 4061

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:
 Senate Concurrent Resolution No. 4032

And the Speaker signed the same in the presence of the House of Representatives.

Rep. Streibel moved that the absent member 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 14, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. A. E. Smith, Retired Episcopal Canon, Fargo.

Roll was called, and all members were present except Reps. Atkinson, Hensrud, Leibhan, Miedema and Rivinius.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE HOUSE JOURNAL

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 recommends that the same be corrected as follows:

Page 653, line 2, delete the numerals "1048" and insert in lieu thereof the numerals "1038"

Page 661, line 6, following the word "page" delete the numeral "2" and insert in lieu thereof the numeral "3"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Miedema has moved that the amendments to House Bill No. 1006 as recommended by the Committee on Appropriations as printed on page 652 of the House Journal be adopted, which motion prevailed.

Rep. Thorsgard has moved that the amendments to House Bill No. 1009 as recommended by the Committee on Appropriations as printed on pages 656 and 657 of the House Journal be adopted, which motion prevailed.

Rep. Jenkins has moved that the amendments to House Bill No. 1015 as recommended by the Committee on Appropriations as printed on page 652 of the House Journal be adopted, which motion prevailed.

Rep. Herman has moved that the amendments to House Bill No. 1050 as recommended by the Committee on Transportation as printed on pages 657 and 658 of the House Journal be adopted, which motion prevailed.

Rep. Olin has moved that the amendments to House Bill No. 1199 as recommended by the Committee on Appropriations as printed on page 660 of the House Journal be adopted, which motion prevailed.

Rep. Backlin has moved that the amendments to House Bill No. 1226 as recommended by the Committee on Education as printed on pages 660 and 661 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1029. A Bill for an Act declaring legislative intent concerning the basis used in the computation of property taxes and statutory limitations on bonded indebtedness for the political subdivisions of this state; to amend and reenact sections 15-48-01, 15-48-04, 15-48-05, 21-03-04, subsections 1, 5, and 6 of section 21-03-06, sections 40-49-14 and 57-02-28 of the North Dakota Century Code, relating to elections, the basis for the computation of the property tax, and limitations on bonded indebtedness for cities, counties, park districts, school districts, and townships; 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, 42; nays, 58; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Herman	Lodoen	Royse
Backes	Hildebrand	Martinson	Solberg
Bassingthwaite	Hilleboe	Matheny	Tinjum
Dotzenrod	Jacob	Mertens	Wagner
Eagles	Jacobson	Metzger	Watkins
Fleming	Jaeger	Meyer	Weber
Gackle	Johnson, H.	Nermyr	Welder
Gengler	Knudson	Opedahl	Wilkie
Grubb	Kretschmar	Poyzer	Winge
Hartl	Lee	Rau	Mr. Speaker
Hentges	Linderman		

Those voting in the negative were:

Austin	Haugland	Laughlin	Rivinius
Backlin	Hausauer, A.	Livingston	Rued

Berg	Hausauer, L.	Lundene	Rundle
Bridston	Hendrickson	McGauvran	Schindler
Christensen, H.	Hickle	Marsden	Scofield
Christensen, R.	Jenkins	Miedema	Stoltenow
Dick	Johnson, K.	Murphy	Stone
Dornacker	Kermott	Olin	Streibel
Erickson	Kingsbury	Olson	Strinden
Freborg	Kloubec	Orange	Thorsgard
Froeber	LaGrave	Peterson	Timm
Ganser	Lang	Raymond	Tweten
Garnas	Langley	Reimers	Vander Vorst
Gronneberg	Larson	Rice	Winkjer
Gunderson	Laske		

Absent and not voting:
Hensrud Leibhan

So the bill lost.

House Bill No. 1130. A Bill for an Act to provide for a statewide program of traffic safety instruction and driver training under the supervision of the superintendent of public instruction, for a traffic safety education tax, for payment to participating schools, and providing 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, 21; nays, 78; absent and not voting, 3.

Those voting in the affirmative were:

Backlin	Jacobson	McGauvran	Tinjum
Bassingthwaite	Knudson	Martinson	Vander Vorst
Eagles	LaGrave	Raymond	Watkins
Gengler	Livingston	Royse	Wilkie
Hendrickson	Lundene	Rued	Winge
Hildebrand			

Those voting in the negative were:

Atkinson	Hartl	Laughlin	Reimers
Austin	Haugland	Lee	Rice
Backes	Hausauer, A.	Linderman	Rivinius
Berg	Hausauer, L.	Lodoen	Rundle
Bridston	Hentges	Marsden	Schindler
Christensen, H.	Herman	Matheny	Scofield
Christensen, R.	Hickle	Mertens	Solberg
Dick	Jacob	Metzger	Stoltenow
Dornacker	Jaeger	Meyer	Stone
Dotzenrod	Jenkins	Miedema	Streibel
Erickson	Johnson, H.	Murphy	Strinden
Fleming	Johnson, K.	Nermyr	Thorsgard
Freborg	Kermott	Olin	Timm
Froeber	Kingsbury	Olson	Tweten
Gackle	Kloubec	Opedahl	Wagner
Ganser	Kretschmar	Orange	Weber
Garnas	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Winkjer
Grubb	Larson	Rau	Mr. Speaker
Gunderson	Laske		

Absent and not voting:

Hensrud Hilleboe Leibhan

So the bill lost.

House Bill No. 1350. A Bill for an Act to provide for a special education levy in 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, 94; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Linderman	Rued
Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hickle	McGauvran	Stoltenow
Christensen, H.	Hildebrand	Marsden	Stone
Christensen, R.	Hilleboe	Matheny	Streibel
Dick	Jacob	Mertens	Strinden
Dornacker	Jacobson	Metzger	Thorsgard
Dotzenrod	Jaeger	Meyer	Timm
Eagles	Jenkins	Miedema	Tinjum
Erickson	Johnson, H.	Nermyr	Tweten
Fleming	Johnson, K.	Olin	Vander Vorst
Freborg	Kermott	Olson	Wagner
Froeber	Kloubec	Opedahl	Watkins
Gackle	Knudson	Orange	Weber
Ganser	Kretschmar	Peterson	Welder
Garnas	LaGrave	Poyzer	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Grubb	Larson	Rice	Mr. Speaker
Gunderson	Laske		

Those voting in the negative were:

Kingsbury Murphy Solberg

Absent and not voting:

Haugland Leibhan Martinson Reimers
Hensrud

So the bill passed and the title was agreed to.

House Bill No. 1455. A Bill for an Act to amend and reenact subsection 1 of section 13-03-14, section 13-04-01, subsections 1 and 2 of section 51-13-03, and section 51-14-03 of the North Dakota Century Code, relating to maximum interest charges on small loans, bank installment loans, retail installment sales, and revolving charge accounts.

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, 56; absent and not voting, 2.

Those voting in the affirmative were:

Austin	Hickle	Linderman	Rivinius
Backes	Hildebrand	Livingston	Royse
Bassingthwaite	Hilleboe	Lundene	Rued
Dick	Jacobson	McGauvran	Rundle
Dotzenrod	Johnson, H.	Martinson	Solberg
Erickson	Johnson, K.	Mertens	Stoltenow
Fleming	Knudson	Metzger	Tinjum
Gengler	LaGrave	Meyer	Vander Vorst
Gronneberg	Langley	Murphy	Weber
Hartl	Laughlin	Opedahl	Wilkie
Haugland	Lee	Orange	Winge

Those voting in the negative were:

Atkinson	Gunderson	Larson	Rice
Backlin	Hausauer, A.	Laske	Schindler
Berg	Hausauer, L.	Lodoen	Scofield

Bridston	Hendrickson	Marsden	Stone
Christensen, H.	Hentges	Matheny	Streibel
Christensen, R.	Herman	Miedema	Strinden
Dornacker	Jacob	Nermyr	Thorsgard
Eagles	Jaeger	Olin	Timm
Freborg	Jenkins	Olson	Tweten
Froeber	Kermott	Peterson	Wagner
Gackle	Kingsbury	Poyzer	Watkins
Ganser	Kloubec	Rau	Welder
Garnas	Kretschmar	Raymond	Winkjer
Grubb	Lang	Reimers	Mr. Speaker

Absent and not voting:

Hensrud Leibhan

So the bill lost.

House Bill No. 1460. A Bill for an Act to amend and reenact sections 15-40.1-06 and 15-40.2-03 of the North Dakota Century Code, relating to the computation of the educational cost per pupil and school district tuition 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, 100; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Linderman	Royce
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scoffield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker

Absent and not voting:

Hensrud Leibhan

So the bill passed and the title was agreed to.

House Bill No. 1514. A Bill for an Act to provide premarital counseling for persons under the age of eighteen as a prerequisite to marriage; and to amend and reenact section 14-03-17 of the North Dakota Century Code, relating to the requirements of an application for a marriage license.

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, 35; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Grubb	Laske	Rice
Austin	Haugland	Laughlin	Rivinius
Backes	Hausauer, A.	Livingston	Royse
Backlin	Hendrickson	Lodoen	Schindler
Bassingthwaite	Hickle	Lundene	Solberg
Berg	Hildebrand	McGauvran	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dotzenrod	Jacob	Mertens	Streibel
Eagles	Jacobson	Metzger	Strinden
Erickson	Johnson, H.	Opedahl	Tinjum
Fleming	Kloubec	Orange	Vander Vorst
Froeber	Knudson	Peterson	Wagner
Ganser	Kretschmar	Poyzer	Watkins
Garnas	LaGrave	Rau	Weber
Gengler	Lang	Raymond	Winge
Gronneberg	Larson	Reimers	Mr. Speaker

Those voting in the negative were:

Christensen, H.	Herman	Marsden	Rundle
Christensen, R.	Jaeger	Matheny	Scofield
Dornacker	Jenkins	Meyer	Thorsgard
Freborg	Johnson, K.	Miedema	Timm
Gackle	Kermott	Murphy	Tweten
Gunderson	Kingsbury	Nermyr	Welder
Hartl	Langley	Olin	Wilkie
Hausauer, L.	Lee	Olson	Winkjer
Hentges	Linderman	Rued	

Absent and not voting:

Bridston	Hensrud	Leibhan
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So the bill passed and the title was agreed to.

EXPLANATION OF A VOTE

Rep. Hilleboe: "Mr. Speaker:

"I wish to explain my vote.

"I voted yes on this bill because it is a good one. I did not get up before because it might have hurt the bill.

"The matter discussed about the discrepancy of age will have to be cleaned up in the Senate. If you will look under Section 1-02-09 of the North Dakota Century Code, the latest bill passed takes precedence. If this does not get changed in the Senate, a male under the age of twenty-one years will have to have his parents' consent to marry."

FIRST READING OF HOUSE RESOLUTION

Transportation Committee introduced:

House Resolution No. 1. A Resolution wishing Representative I. O. "Sparky" Hensrud a speedy recovery from his illness.

Which was read the first time.

Rep. Streibel moved that the rules be suspended, that House Resolution No. 1 not be 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 RESOLUTION No. 1

Introduced by Committee on Transportation

1 A resolution wishing Representative I. O. "Sparky" Hensrud a
 2 speedy recovery from his illness.

3
 4 WHEREAS, Representative "Sparky" Hensrud has served his
 5 community and State as a County Sheriff, State Highway
 6 Patrolman, and for the past four sessions, a distinguished
 7 member of the House of Representatives; and
 8 WHEREAS, he is presently the Chairman of the Trans-

8a portation
 9 Committee of the House of Representatives; and
 10 WHEREAS, his soft-spoken wit and wisdom have lent a
 11 great deal to the debates and discussions of the House of
 12 Representatives; and
 13 WHEREAS, he has been hospitalized as the result of a
 14 blood clot;
 15 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
 16 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:
 17 That the House of Representatives wishes him a complete
 18 and speedy recovery so that he can rejoin his colleagues in
 19 the activities of the Forty-third Legislative Assembly; and
 20 BE IT FURTHER RESOLVED, that a committee of three
 21 Representatives be appointed by the Speaker of the House of
 22 Representatives to personally deliver a signed copy of this
 23 resolution to Representative Hensrud.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 1. A Resolution wishing Representative
 I. O. "Sparky" Hensrud a speedy recovery from his illness.

Was read the second time.

House Resolution No. 1 was adopted on a voice vote.

MESSAGE TO THE SENATE House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Concurrent Resolution No. 4032

Which the speaker has signed.

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 1:15 p.m., Thursday, February 15, 1973, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2005. A Bill for an Act making an appropriation to the board of public school education for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

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 defraying the expenses of the North Dakota social service board.

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 defraying the expenses of the state industrial commission and state agencies under the management of the state industrial commission.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2020. A Bill for an Act to amend and reenact section 46-02-09 of the North Dakota Century Code, relating to printing classifications and bids.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2168. A Bill for an Act to amend and reenact sections 61-28-03, 61-28-04, 61-28-05, subsection 2 of section 61-28-06, subsection 2 of section 61-28-07, and section 61-28-08 of the North Dakota Century Code, relating to the control, prevention and abate-

ment of pollution of the surface waters of the state; and providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2197. A Bill for an Act to amend and reenact subsection 3 of section 29-01-14 and section 29-01-15 of the North Dakota Century Code, relating to the definition of a magistrate, including small claims court referees as magistrates, and relating to the jurisdiction of county justices and county judges; and to repeal subsection 13 of section 12-01-04 of the North Dakota Century Code, defining magistrates.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2302. A Bill for an Act to amend and reenact subsections 1 and 2 of section 37-25-02 of the North Dakota Century Code, relating to the period of service needed to be eligible for the Vietnam bonus.

Which was read the first time and referred to the Committee on Veterans Affairs.

Senate Bill No. 2328. A Bill for an Act to repeal section 25-01-01.1 of the North Dakota Century Code, relating to the coordinating committee on mental retardation.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2333. A Bill for an Act to amend and reenact section 54-06-04.1 of the North Dakota Century Code, relating to reports to be made by state agencies charging fees.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2363. A Bill for an Act to provide for a reservation on the sale of all land under the control of the board of university and school lands.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2375. A Bill for an Act to amend and reenact section 40-54-10 of the North Dakota Century Code, relating to permission to sell gravel assessment warrants for cash at not less than ninety-eight percent of the par value thereof.

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 40-31-09 of the North Dakota Century Code, relating to permission to sell curbing and gutter assessment warrants for cash at not less than ninety-eight percent of the par value thereof.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2377. A Bill for an Act to amend and reenact section 40-29-15 of the North Dakota Century Code, relating to permission to sell sidewalk assessment warrants for cash at not less than ninety-eight percent of the par value thereof.

Which was read the first time and referred to the Committee on Political Subdivisions.

Pursuant to Rep. Streibel's motion, the House stood recessed until 1:15 p.m., Thursday, February 15, 1973.

ROY GILBREATH, Chief Clerk



THIRTY-SECOND DAY AFTER RECESS
AND THIRTY-THIRD DAY

Bismarck, February 15, 1973

The House reconvened at 1:15 p.m., pursuant to recess taken, with Speaker Bunker 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. 1006
House Bill No. 1009
House Bill No. 1015
House Bill No. 1049
House Bill No. 1050
House Bill No. 1135
House Bill No. 1199
House Bill No. 1226
House Bill No. 1304
House Bill No. 1307
House Bill No. 1377
House Bill No. 1404
House Bill No. 1462
House Concurrent Resolution No. 3017
House Concurrent Resolution No. 3040
House Concurrent Resolution No. 3044
And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Laughlin moved that the report be adopted, which motion prevailed, and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Wagner has moved that the amendments to House Bill No. 1001 as recommended by the Committee on Appropriations as printed on pages 693 and 694 of the House Journal be adopted, which motion prevailed.

Rep. Jenkins has moved that the amendments to House Bill No. 1002 as recommended by the Committee on Appropriations as printed on pages 694 and 695 of the House Journal be adopted, which motion prevailed.

Rep. Marsden has moved that the amendments to House Bill No. 1007 as recommended by the Committee on Appropriations as printed on pages 699 through 702 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer has moved that the amendments to House Bill No. 1040 as recommended by the Committee on Judiciary as printed on page 695 of the House Journal be adopted, which motion failed. House Bill No. 1040 was placed on the calendar without amendments.

Rep. Erickson has moved that the amendments to House Bill No. 1090 as recommended by the Committee on Education as printed on page 696 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer has moved that the amendments to House Bill No. 1151 as recommended by the Committee on Judiciary as printed on page 696 of the House Journal be adopted, which motion prevailed.

Rep. Miedema has moved that the amendments to House Bill No. 1200 as recommended by the Committee on Appropriations as printed on pages 702 and 703 of the House Journal be adopted, which motion prevailed.

Rep. Erickson has moved that the amendments to House Bill No. 1290 as recommended by the Committee on Education as printed on page 698 of the House Journal be adopted, which motion failed. House Bill No. 1290 was placed on the calendar without amendments.

Rep. Jenkins has moved that the amendments to House Bill No. 1314 as recommended by the Committee on Appropriations as printed on page 716 of the House Journal be adopted, which motion prevailed.

Rep. Lodoen has moved that the amendments to House Bill No. 1317 as recommended by the Committee on Industry, Business and Labor as printed on pages 698 and 699 of the House Journal be adopted, which motion prevailed.

Rep. Gunderson has moved that the amendments to House Bill No. 1337 as recommended by the Committee on State and Federal Government as printed on page 703 of the House Journal be adopted, which motion prevailed.

Rep. Jacob has moved that the amendments to House Bill No. 1345 as recommended by the Committee on Finance and Taxation as printed on page 704 of the House Journal be adopted, which motion prevailed.

Rep. Poyzer has moved that the amendments to House Bill No. 1353 as recommended by the Committee on Finance and Taxation as printed on page 704 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod has moved that the amendments to House Bill No. 1359 as recommended by the Committee on Judiciary as printed on page 704 and 705 of the House Journal be adopted, which motion prevailed.

Rep. Gackle has moved that the amendments to House Bill No. 1400 as recommended by the Committee on Finance and Taxation as printed on page 706 of the House Journal be adopted, which motion prevailed.

Rep. Freborg has moved that the amendments to House Bill No. 1437 as recommended by the Committee on Appropriations as printed on page 703 of the House Journal be adopted, which motion prevailed.

Rep. Wilkie has moved that the amendments to House Bill No. 1439 as recommended by the Committee on Finance and Taxation as printed on pages 706 and 707 of the House Journal be adopted, which motion prevailed.

Rep. Metzger has moved that the amendments to House Bill No. 1445 as recommended by the Committee on Industry, Business and Labor as printed on pages 707, 708 and 709 of the House Journal be adopted, which motion prevailed.

Rep. Jacobson has moved that the amendments to House Bill No. 1475 as recommended by the Committee on Political Subdivisions as printed on pages 709, 710 and 711 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer has moved that the amendments to House Bill No. 1489 as recommended by the Committee on Natural Resources as printed on pages 712, 713 and 714 of the House Journal be adopted, which motion prevailed.

Rep. Strinden has moved that the amendments to House Bill No. 1495 as recommended by the Committee on Political Subdivisions as printed on page 714 of the House Journal be adopted, which motion prevailed.

Rep. Garnas has moved that the amendments to House Bill No. 1508 as recommended by the Committee on Finance and Taxation as printed on pages 714 and 715 of the House Journal be adopted, which motion prevailed.

Rep. Olson has moved that the amendments to House Concurrent Resolution No. 3002 as recommended by the Committee on Judiciary as printed on page 716 of the House Journal be adopted, which motion prevailed.

Rep. Stone has moved that the amendments to House Concurrent Resolution No. 3003 as recommended by the Committee on Judiciary as printed on page 716 of the House Journal be adopted, which motion prevailed, and House Concurrent Resolution No. 3003 was re-referred to the Legislative Council Resolutions Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2036 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16 of the Engrossed Bill, insert after the word "subdivision" the following: "except cities"

On page 3, delete line 23 and insert in lieu thereof the words: "North Dakota secretary of state."

On page 3, delete all of line 24

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. LANG, Chairman

Rep. Kloubec 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. 2111 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 17 of the engrossed bill, delete the word "thirty-seven" and insert in lieu thereof the word "forty-three"

On page 1, line 17, delete the word "fifty" and insert in lieu thereof the word "five"

On page 1, line 22, delete the word "thirty-seven" and insert in lieu thereof the word "forty-three"

On page 1, line 22, delete the word "fifty" and insert in lieu thereof the word "five"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Timm 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. 2182 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1, of the engrossed bill, delete the word "chasing,"

On page 1, line 1, delete the comma following the word "harassing"

On page 1, line 10, delete the word "chases,"
 On page 1, line 10, delete the comma following the word "harasses"

On page 1, line 15, delete the word "cost" and insert the word "value" in lieu thereof

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Backlin 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. 2200 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16, delete the triple parentheses after the word "hawks," and delete the triple parentheses before the word "snowy"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Jacob 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. 2403 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 21, after the word "wide" insert the following: "**district wide**"

And renumber the lines and pages 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.

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 15, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Thomas J. Sands, Pastor, Church of God, Bismarck.

Roll was called, and all members were present except Reps. Gronneberg, Hensrud, Leibhan, and Reimers.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-first day after recess and thirty-second day and recommends that the same be corrected as follows:

Page 702, line 28, correct the spelling of the word "additional" by adding an "l"

Page 716, line 7, following the word "line" delete the numeral "8" and insert in lieu thereof the numeral "9"

Page 716, delete line 57, and insert in lieu thereof the following: "And when so amended be re-referred to the Legislative Council Resolutions Committee."

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Tinjum moved that the report be adopted, which motion prevailed.

RECOGNITION

Speaker Bunker introduced to the Assembly Mr. Casper Oimoen, formerly of Minot, and the 1973 recipient of the Theodore Roosevelt Roughrider Award, awarded by Governor Link. Mr. Oimoen was given a standing ovation.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4051. A Concurrent Resolution directing the State Historical Society and the Director of Institutions to take possession of pictures of legislators, catalog them and place them in safe-keeping with the State Historical Society.

Which was read the first time and referred to the Committee on State and Federal Government.

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 4061 not be referred to committee, but 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. 4061. A Concurrent Resolution commending the Mary College legislative guides program and urging the college to continue this program during future sessions.

Was read the second time.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

MOTION

Rep. Streibel moved that the rules be suspended and that House Bill No. 1290 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1290. A Bill for an Act to provide that retired teachers may elect benefits under the teachers' fund for retirement, to provide for contributions to the fund, and to provide an alternative increase in benefits for annuitants of the teachers' insurance and retirement fund who elect not to come under the new program.

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, 8.

Those voting in the affirmative were:

Atkinson	Hentges	Livingston	Rivinius
Backes	Herman	Lodoen	Royce
Backlin	Hickle	Lundene	Rued
Bassingthwaite	Hildebrand	McGauvran	Rundle
Berg	Hilleboe	Marsden	Scotfield
Bridston	Jacob	Martinson	Solberg
Christensen, H.	Jacobson	Matheny	Stone
Christensen, R.	Jenkins	Mertens	Streibel
Dornacker	Johnson, K.	Metzger	Thorsgard
Dötzenrod	Kermott	Meyer	Timm
Eagles	Kingsbury	Miedema	Tinjum
Fleming	Kloubec	Murphy	Tweten
Freborg	Kretschmar	Nermyr	Vander Vorst
Gackle	LaGrave	Olin	Wagner
Ganser	Lang	Olson	Watkins

Garnas	Langley	Opedahl	Weber
Gronneberg	Larson	Orange	Welder
Grubb	Laske	Poyzer	Wilkie
Gunderson	Laughlin	Rau	Winge
Hartl	Lee	Raymond	Winkjer
Haugland	Leibhan	Reimers	Mr. Speaker
Hausauer, A.	Linderman	Rice	

Those voting in the negative were:

Austin	Hendrickson	Knudson	Stoltenow
Erickson	Jaeger	Schindler	

Absent and not voting:

Dick	Gengler	Hensrud	Peterson
Froeber	Hausauer, L.	Johnson, H.	Strinden

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1290 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1003. A Bill for an Act making an appropriation for defraying expenses of the judicial branch of the government 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, 90; nays, 8; absent and not voting 4.

Those voting in the affirmative were:

Atkinson	Gunderson	Linderman	Rivinius
Austin	Hartl	Livingston	Royse
Backes	Haugland	Lodoen	Schindler
Backlin	Hausauer, A.	Lundene	Scofield
Bassingthwaite	Hausauer, L.	McGauvran	Solberg
Berg	Hendrickson	Marsden	Stoltenow
Bridston	Hentges	Martinson	Stone
Christensen, H.	Herman	Matheny	Streibel
Christensen, R.	Hildebrand	Mertens	Strinden
Dick	Hilleboe	Metzger	Thorsgard
Dornacker	Jacob	Miedema	Timm
Dotzenrod	Jacobson	Murphy	Tinjum
Eagles	Jenkins	Nermyr	Tweten
Erickson	Johnson, H.	Olin	Vander Vorst
Fleming	Kermott	Olson	Wagner
Freborg	Kingsbury	Opedahl	Watkins
Froeber	Kloubec	Orange	Weber
Gackle	Kretschmar	Peterson	Welder
Ganser	LaGrave	Poyzer	Wilkie
Garnas	Lang	Rau	Winge
Gengler	Langley	Raymond	Winkjer
Gronneberg	Larson	Rice	Mr. Speaker
Grubb	Lee		

Those voting in the negative were:

Hickle	Laske	Leibhan	Rued
Jaeger	Laughlin	Meyer	Rundle

Absent and not voting:

Hensrud	Johnson, K.	Knudson	Reimers
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So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1003 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1026. A Bill for an Act to amend and reenact sections 15-36-01, 15-36-08, 15-36-11, 15-38-17, 15-38-18, and 15-41-25 of the North Dakota Century Code, providing procedures for the establishment of criteria for teachers' certificates by the superintendent of public instruction and the teachers' professional practices commission, and providing for the administration of such certificates; to repeal sections 15-36-04, 15-36-05, and 15-36-06 of the North Dakota Century Code, relating to first and second grade professional certificates and special certificates; 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, 93; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Reimers
Austin	Hausauer, L.	Leibhan	Rice
Backes	Hendrickson	Linderman	Rivinius
Backlin	Hentges	Livingston	Royse
Bassingthwaite	Herman	Lodoen	Rued
Berg	Hickle	Lundene	Schindler
Bridston	Hildebrand	McGauvran	Scofield
Christensen, H.	Hilleboe	Marsden	Stone
Christensen, R.	Jacob	Martinson	Streibel
Dick	Jacobson	Matheny	Strinden
Dornacker	Jenkins	Mertens	Thorsgard
Dotzenrod	Johnson, H.	Metzger	Timm
Eagles	Johnson, K.	Meyer	Tinjum
Erickson	Kermott	Miedema	Tweten
Fleming	Kingsbury	Murphy	Vander Vorst
Ereborg	Kloubec	Nermyr	Wagner
Froeber	Knudson	Olin	Watkins
Gackle	Kretschmar	Olson	Weber
Ganser	LaGrave	Opedahl	Welder
Garnas	Lang	Orange	Wilkie
Gengler	Langley	Peterson	Winge
Gronneberg	Larson	Rau	Winkjer
Grubb	Laske	Raymond	Mr. Speaker
Haugland			

Those voting in the negative were:

Gunderson	Jaeger	Poyzer	Stoltenow
Hartl	Lee	Rundle	

Absent and not voting:

Hensrud	Solberg
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So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1026 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1049. A Bill for an Act to provide for membership in the public employees' retirement system for supreme and district court judges; to provide for the gradual discontinuance of the present judges' retirement program; to create and enact subsection 13 of section 54-52-01 and section 54-52-06.1 of the North Dakota Century Code, relating to the public employees' retirement system and the amount of a judge's contribution and matching contribution thereto; to amend and reenact subsection 3 of section 27-17-01, relating to judicial retirement salary; to amend and reenact subsections 2 and 12 of section 5452-01 and sections 54-52-02, 54-52-05, 54-52-06, 54-52-10, 54-52-11, and 54-52-13 of the North Dakota Century Code, relating to public employees' retirement system; to provide a statement of legislative intent; and providing 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, 49; nays, 52; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Knudson	Rau
Austin	Hausauer, A.	Lang	Reimers
Backlin	Hausauer, L.	Langley	Rivinius
Bassingthwaite	Hentges	Laske	Rundle
Berg	Hickle	Lee	Scofield
Christensen, H.	Hilleboe	Linderman	Solberg
Dick	Jaeger	Lodoen	Stoltenow
Freborg	Jenkins	Martinson	Wagner
Froeber	Johnson, H.	Metzger	Welder
Ganser	Johnson, K.	Meyer	Wilkie
Garnas	Kingsbury	Murphy	Winge
Gengler	Kloubec	Olson	Mr. Speaker
Gunderson			

Those voting in the negative were:

Backes	Herman	Marsden	Rued
Bridston	Hildebrand	Matheny	Schindler
Christensen, R.	Jacob	Mertens	Stone
Dornacker	Jacobson	Miedema	Streibel
Dotzenrod	Kermott	Nermyr	Strinden
Eagles	Kretschmar	Olin	Thorsgard
Erickson	LaGrave	Opedahl	Timm
Fleming	Larson	Orange	Tinjum
Gackle	Laughlin	Peterson	Tweten
Gronneberg	Leibhan	Poyzer	Vander Vorst
Grubb	Livingston	Raymond	Watkins
Hartl	Lundene	Rice	Weber
Hendrickson	McGauvran	Royse	Winkjer

Absent and not voting:

Hensrud

So the bill lost.

Representative Kretschmar moved that the vote by which House Bill No. 1049 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed.

POINT OF PERSONAL PRIVILEGE

Rep. Jenkins: "Mr. Speaker:

"I rise on a point of personal privilege.

"I apologize to the leadership of the House, but I would like to speak a word in defense of a committee that did a lot of work on this bill. I have taken a lot of heat in putting this bill together. We did an honest job because you asked us to do it. I did not speak on the bill. I think I could have sold the bill had I gotten up on the floor. It is not that bad a bill, but most of you felt that we were doing something to the judges, and that was not our intent.

"There are two philosophies — one is to pay the people while they are working, and the other is to pay people when they are retired. Apparently you think we should pay them when they are retired.

"That's fine with me."

House Bill No. 1135. A Bill for an Act to amend and reenact section 37-07-05 of the North Dakota Century Code, raising the minimum pay for certain enlisted national guardsmen on state active duty.

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, 3; absent and not voting, 15.

Those voting in the affirmative were:

Atkinson	Haugland	Linderman	Rice
Austin	Hausauer, L.	Livingston	Rivinius
Backlin	Hendrickson	Lodoen	Royse
Bridston	Hentges	McGauvran	Rued
Christensen, H.	Herman	Marsden	Rundle
Christensen, R.	Hickle	Martinson	Schindler
Dick	Hildebrand	Matheny	Scofield
Dornacker	Jacob	Mertens	Solberg
Dotzenrod	Jacobson	Metzger	Stoltenow
Eagles	Jaeger	Meyer	Stone
Erickson	Johnson, H.	Miedema	Streibel
Fleming	Kermott	Murphy	Timm
Freborg	Knudson	Nermyr	Tinjum
Froeber	Kretschmar	Olin	Tweten
Gackle	LaGrave	Olson	Vander Vorst
Ganser	Langley	Opedahl	Wagner
Garnas	Larson	Orange	Watkins
Gronneberg	Laske	Poyzer	Wilkie
Grubb	Laughlin	Rau	Winge
Gunderson	Lee	Raymond	Winkjer
Hartl	Leibhan	Reimers	Mr. Speaker

Those voting in the negative were:

Hausauer, A.	Johnson, K.	Kingsbury
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Absent and not voting:

Backes	Hensrud	Lang	Thorsgard
Bassingthwaite	Hilleboe	Lundene	Weber
Berg	Jenkins	Peterson	Welder
Gengler	Kloubec	Strinden	

So the bill passed and the title was agreed to.

Rep. Streibel 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. 1139. A Bill for an Act to amend and reenact section 15-40.2-12 of the North Dakota Century Code, relating to a mill levy for tuition charges.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 63; absent and not voting, 5.

Those voting in the affirmative were:

Backes	Hildebrand	Martinson	Stone
Backlin	Jacob	Metzger	Streibel
Dotzenrod	Jacobson	Opedahl	Strinden
Eagles	Knudson	Orange	Tinjum
Garnas	LaGrave	Poyzer	Watkins
Gengler	Larson	Raymond	Winge
Haugland	Leibhan	Royse	Winkjer
Hausauer, A.	Livingston	Schindler	Mr. Speaker
Hendrickson	Lodoen		

Those voting in the negative were:

Atkinson	Grubb	Laske	Rau
Austin	Gunderson	Laughlin	Rice
Bassingthwaite	Hartl	Lee	Rivinius
Berg	Hausauer, L.	Linderman	Rued
Bridston	Hentges	Lundene	Rundle
Christensen, H.	Herman	McGauvran	Scofield
Christensen, R.	Hickle	Marsden	Solberg
Dick	Jaeger	Matheny	Stoltenow
Dornacker	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tweten

Freborg	Kermott	Murphy	Vander Vorst
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olin	Weber
Ganser	Kretschmar	Olson	Wilkie
Gronneberg	Langley	Peterson	

Absent and not voting:

Hensrud	Lang	Reimers	Welder
Hilleboe			

So the bill lost.

House Bill No. 1249. A Bill for an Act to create and enact section 9-10-07 of the North Dakota Century Code, relating to liability for wrongdoing and diminished damages; and to repeal section 9-10-06 of the North Dakota Century Code, relating to liability for willful acts and negligence.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 96; absent and not voting, 3.

Those voting in the affirmative were:

Dotzenrod	Lodoen	Royse
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Those voting in the negative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scotfield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Eagles	Jaeger	Metzger	Strinden
Erickson	Jenkins	Meyer	Thorsgard
Fleming	Johnson, H.	Miedema	Timm
Freborg	Johnson, K.	Murphy	Tinjum
Froeber	Kermott	Nermyr	Tweten
Gackle	Kingsbury	Olin	Vander Vorst
Ganser	Kloubec	Olson	Wagner
Garnas	Knudson	Opedahl	Watkins
Gengler	Kretschmar	Orange	Weber
Gronneberg	LaGrave	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker

Absent and not voting:

Hensrud	Lang	Welder
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So the bill lost.

RECOGNITIONS

Speaker Bunker 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 Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. William Erickson, and Rep. Erickson was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1254. A Bill for an Act relating to the disposal and reuse of abandoned motor vehicles and other scrap metal; prescribing duties and powers of the state department of health and

responsibilities of the motor vehicle registrar; providing a tax on motor vehicle registration; establishing a disposal fund; allowing storage of vehicles by collectors; to amend and reenact section 24-03-23 of the North Dakota Century Code, relating to encroachments on state highways; to repeal section 40-05-15 of the North Dakota Century Code, relating to unclaimed motor vehicles; providing a penalty; and providing 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, 82; nays, 14; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hentges	McGauvran	Rundle
Austin	Herman	Marsden	Schindler
Backes	Hildebrand	Martinson	Scotfield
Backlin	Hilleboe	Matheny	Solberg
Bassingthwaite	Jacob	Mertens	Stoltenow
Berg	Jacobson	Metzger	Stone
Christensen, H.	Jenkins	Miedema	Streibel
Christensen, R.	Johnson, H.	Nermyr	Strinden
Dornacker	Kermott	Olin	Thorsgard
Dotzenrod	Kingsbury	Oson	Timm
Eagles	Kloubec	Opedahl	Tinjum
Erickson	Knudson	Orange	Twetten
Fleming	Kretschmar	Peterson	Vander Vorst
Froeber	LaGrave	Poyzer	Wagner
Garnas	Langley	Rau	Watkins
Gengler	Larson	Raymond	Weber
Gronneberg	Laughlin	Reimers	Wilkie
Hartl	Lee	Rice	Winge
Haugland	Linderman	Royse	Winkjer
Hausauer, L.	Livingston	Rued	Mr. Speaker
Hendrickson	Lodoen		

Those voting in the negative were:

Freborg	Gunderson	Johnson, K.	Meyer
Gackle	Hausauer, A.	Leibhan	Murphy
Ganser	Hickle	Lundene	Rivinius
Grubb	Jaeger		

Absent and not voting:

Bridston	Hensrud	Laske	Welder
Dick	Lang		

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. 1304. A Bill for an Act to amend and reenact subsections 2 and 3 of section 57-37-24 of the North Dakota Century Code, relating to collection and distribution of 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, 6; absent and not voting, 7.

Those voting in the affirmative were:

Austin	Hendrickson	Leibhan	Rice
Bassingthwaite	Hentges	Linderman	Rivinius
Berg	Herman	Livingston	Royse
Bridston	Hickle	Lodoen	Rued
Christensen, H.	Hildebrand	Lundene	Rundle
Christensen, R.	Hilleboe	McGauvran	Schindler

Dornacker	Jacobson	Marsden	Scofield
Dotzenrod	Jaeger	Martinson	Solberg
Eagles	Jenkins	Matheny	Stoltenow
Erickson	Johnson, H.	Mertens	Streibel
Fleming	Johnson, K.	Metzger	Thorsgard
Freborg	Kermott	Meyer	Timm
Froeber	Kingsbury	Miedema	Tinjum
Gackle	Kloubec	Murphy	Tweten
Ganser	Knudson	Nermyr	Vander Vorst
Garnas	Kretschmar	Olin	Wagner
Gengler	LaGrave	Opedahl	Watkins
Gronneberg	Langley	Orange	Weber
Grubb	Larson	Peterson	Wilkie
Gunderson	Laske	Poyzer	Winge
Hartl	Laughlin	Rau	Winkjer
Haugland	Lee	Reimers	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:

Atkinson	Hausauer, A.	Raymond	Strinden
Backlin	Jacob		

Absent and not voting:

Backes	Hensrud	Olson	Welder
Dick	Lang	Stone	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1304 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1307. A Bill for an Act to suspend the county mill levy for schools for 1973 and 1974, to provide that the state make the entire equalization program payment, to declare legislative intent; and providing 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, 24; nays, 77; absent and not voting, 1.

Those voting in the affirmative were:

Austin	Fleming	Kingsbury	Rice
Backes	Gackle	Knudson	Rivinius
Bassingthwaite	Hausauer, A.	Laughlin	Rundle
Berg	Hilleboe	Lee	Timm
Dornacker	Jaeger	Livingston	Tweten
Dotzenrod	Johnson, K.	Olson	Weber

Those voting in the negative were:

Atkinson	Hentges	McGauvran	Rued
Backlin	Herman	Marsden	Schindler
Bridston	Hickle	Martinson	Scofield
Christensen, H.	Hildebrand	Matheny	Solberg
Christensen, R.	Jacob	Mertens	Stoltenow
Dick	Jacobson	Metzger	Stone
Eagles	Jenkins	Meyer	Streibel
Erickson	Johnson, H.	Miedema	Strinden
Freborg	Kermott	Murphy	Thorsgard
Froeber	Kloubec	Nermyr	Tinjum
Ganser	Kretschmar	Olin	Vander Vorst
Garnas	LaGrave	Opedahl	Wagner
Gengler	Lang	Orange	Watkins
Gronneberg	Langley	Peterson	Welder
Grubb	Larson	Poyzer	Wilkie
Gunderson	Laske	Rau	Winge
Hartl	Leibhan	Raymond	Winkjer
Haugland	Linderman	Royse	

Hausauer, L.	Lodoen	Reimers	Mr. Speaker
Hendrickson	Lundene		

Absent and not voting:

Hensrud

So the bill lost.

House Bill No. 1377. A Bill for an Act to provide for a limitation on the amount loaned for insurance premiums and providing a penalty for a violation 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, 92; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson	Reimers
Austin	Hartl	Laske	Rivinius
Backes	Haugland	Laughlin	Royse
Backlin	Hausauer, A.	Lee	Rued
Bassingthwaite	Hausauer, L.	Liebhan	Rundle
Berg	Hendrickson	Linderman	Schindler
Bridston	Herman	Livingston	Scofield
Christensen, H.	Hickle	Lodoen	Stoltenow
Christensen, R.	Hildebrand	Lundene	Stone
Dick	Hilleboe	McGauvran	Streibel
Dornacker	Jacob	Marsden	Strinden
Dotzenrod	Jacobson	Martinson	Thorsgard
Eagles	Jaeger	Mertens	Timm
Erickson	Johnson, H.	Metzger	Tinjum
Fleming	Johnson, K.	Meyer	Tweten
Freborg	Kermott	Murphy	Vander Vorst
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Welder
Garnas	Kretschmar	Orange	Wilkie
Gengler	LaGrave	Poyzer	Winge
Gronneberg	Lang	Rau	Winkjer
Grubb	Langley	Raymond	Mr. Speaker

Those voting in the negative were:

Hentges	Jenkins	Matheny
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Absent and not voting:

Hensrud	Olin	Rice	Weber
Miedema	Peterson	Solberg	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1377 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1390. A Bill for an Act to provide for free college education for dependents of prisoners of war and soldiers missing in action in Vietnam.

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, 12; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Hausauer, L.	Liebhan	Royse
Backes	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield

Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kloubec	Nermyr	Tweten
Froeber	Knudson	Olin	Vander Vorst
Gackle	Kretschmar	Olson	Wagner
Ganser	LaGrave	Opedahl	Watkins
Garnas	Lang	Poyzer	Weber
Gengler	Langley	Rau	Wilkie
Gronneberg	Larson	Raymond	Winge
Hartl	Laske	Reimers	Winkjer
Haugland	Lee	Rivinius	Mr. Speaker

Those voting in the negative were:

Atkinson	Grubb	Jaeger	Laughlin
Backlin	Gunderson	Johnson, K.	Orange
Christensen, H.	Hausauer, A.	Kingsbury	Welder

Absent and not voting:

Hensrud	Miedema	Rice	Solberg
Livingston	Peterson		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1390 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Rep. Dornacker moved that House Bill No. 1399 be laid over one legislative day, and that it be placed on the calendar immediately following House Bill No. 1353, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1404. A Bill for an Act to create and enact section 8-08-05.1 of the North Dakota Century Code, relating to posting of recourses open to ticketholders denied carriage by a common carrier; 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rivinius
Austin	Hausauer, L.	Lee	Royce
Backes	Hendrickson	Leibhan	Rued
Backlin	Hentges	Linderman	Rundle
Bassingthwaite	Herman	Lodoen	Schindler
Berg	Hickle	Lundene	Scofield
Bridston	Hildebrand	McGauvran	Solberg
Christensen, H.	Hilleboe	Marsden	Stoltenow
Christensen, R.	Jacob	Martinson	Stone
Dick	Jacobson	Matheny	Streibel
Dornacker	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber

Gronneberg	LaGrave	Peterson	Welder
Grubb	Lang	Poyzer	Wilkie
Gunderson	Langley	Rau	Winge
Hartl	Larson	Raymond	Winkjer
Haugland	Laske	Reimers	Mr. Speaker

Absent and not voting:

Dotzenrod	Hensrud	Miedema	Rice
Gengler	Livingston		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1404 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1453. A Bill for an Act calling for a legislative council study of hospital and nursing home costs and providing 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, 86; nays, 12; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Livingston	Rice
Austin	Hendrickson	Lodoen	Rivinius
Backes	Hentges	Lundene	Royse
Backlin	Herman	McGauvran	Rued
Bassingthwaite	Hickle	Marsden	Schindler
Berg	Hildebrand	Martinson	Scofield
Bridston	Jacob	Matheny	Solberg
Christensen, H.	Jacobson	Mertens	Stoltenow
Christensen, R.	Johnson, H.	Meyer	Stone
Dick	Johnson, K.	Miedema	Streibel
Dornacker	Kermott	Murphy	Strinden
Dotzenrod	Kingsbury	Nermyr	Thorsgard
Eagles	Kloubec	Olin	Timm
Erickson	Knudson	Olson	Tinjum
Fleming	LaGrave	Opedahl	Tweten
Freborg	Lang	Orange	Watkins
Froeber	Larson	Peterson	Weber
Ganser	Laske	Poyzer	Wilkie
Garnas	Laughlin	Rau	Winge
Gronneberg	Lee	Raymond	Winkjer
Gunderson	Leibhan	Reimers	Mr. Speaker
Haugland	Linderman		

Those voting in the negative were:

Gackle	Hausauer, A.	Kretschmar	Vander Vorst
Grubb	Jaeger	Metzger	Wagner
Hartl	Jenkins	Rundle	Welder

Absent and not voting:

Gengler	Hensrud	Hilleboe	Langley
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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. 1453 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1462. A Bill for an Act to amend and reenact section 54-10-14 of the North Dakota Century Code as amended by section 3 of chapter 493 of the 1971 Session Laws of North Dakota, relating to auditing of political subdivisions.

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, 5; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Hausauer, A.	Linderman	Rivinius
Backes	Hausauer, L.	Livingston	Royse
Backlin	Hendrickson	Lodoen	Rued
Bassingthwaite	Hentges	Lundene	Rundle
Bridston	Herman	McGauvran	Schindler
Christensen, H.	Hickle	Marsden	Scofield
Christensen, R.	Hildebrand	Martinson	Solberg
Dick	Jacob	Matheny	Stoltenow
Dornacker	Jacobson	Mertens	Stone
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Larson	Poyzer	Winge
Gunderson	Laughlin	Raymond	Winkjer
Hartl	Lee	Reimers	Mr. Speaker
Haugland	Leibhan	Rice	

Those voting in the negative were:

Berg	Laske	Rau	Tweten
Jaeger			

Absent and not voting:

Atkinson	Hensrud	Langley	Strinden
Gengler	Hilleboe		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1462 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 creating the North Dakota Turkey Promotion Act, designating the state poultry improvement board to carry out the Act, levying an assessment upon each turkey producer to fund the activities necessary under the Act, designating the North Dakota turkey federation to advise the poultry improvement board in its administration of this Act, 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, 83; nays, 11; absent and not voting, 8.

Those voting in the affirmative were:

Austin	Hentges	Leibhan	Royse
Backes	Herman	Linderman	Schindler
Backlin	Hickle	Livingston	Scofield
Bridston	Hildebrand	Lodoen	Solberg
Christensen, H.	Jacob	Marsden	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jenkins	Mertens	Streibel
Dornacker	Johnson, H.	Meyer	Strinden
Dotzenrod	Johnson, K.	Miedema	Thorsgard
Eagles	Kermott	Murphy	Timm
Erickson	Kingsbury	Nermyr	Tweten
Freborg	Kloubec	Olin	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber

Gronneberg	Lang	Peterson	Welder
Gunderson	Langley	Rau	Wilkie
Hartl	Larson	Raymond	Winge
Haugland	Laske	Reimers	Winkjer
Hausauer, L.	Laughlin	Rice	Mr. Speaker
Hendrickson	Lee	Rivinius	

Those voting in the negative were:

Bassingthwaite	Gengler	Lundene	Rundle
Berg	Hausauer, A.	McGauvran	Tinjum
Fleming	Jaeger	Metzger	

Absent and not voting:

Atkinson	Grubb	Hilleboe	Poyzer
Garnas	Hensrud	Martinson	Rued

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.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3017. A Concurrent Resolution for the amendment of section 118 of the Constitution of the State of North Dakota, relating to the fixing of terms of court, and for reenactment thereof to provide for the retirement, discipline, and removal of supreme and district court judges.

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, 92; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scotfield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacobson	Matheny	Stone
Dornacker	Jaeger	Mertens	Streibel
Dotzenrod	Johnson, H.	Metzger	Strinden
Eagles	Johnson, K.	Meyer	Thorsgard
Erickson	Kermott	Miedema	Timm
Fleming	Kingsbury	Murphy	Tinjum
Freborg	Kloubec	Nermyr	Tweten
Froeber	Knudson	Olin	Vander Vorst
Gackle	Kretschmar	Olson	Wagner
Ganser	LaGrave	Opedahl	Watkins
Gengler	Lang	Orange	Weber
Gronneberg	Langley	Poyzer	Welder
Gunderson	Larson	Rau	Wilkie
Hartl	Laske	Reimers	Winge
Haugland	Laughlin	Rice	Winkjer
Hausauer, A.	Lee	Rivinius	Mr. Speaker

Absent and not voting:

Atkinson	Grubb	Jenkins	Peterson
Backlin	Hensrud	Martinson	Raymond
Garnas	Jacob		

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3017 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3040. A concurrent resolution expressing concern and dissatisfaction with certain provisions of the Omnibus Crime Control and Safe Streets Act of 1968, as amended.

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. 3040 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 commending the North Dakota Air National Guard for its second consecutive victory in the Aerospace Defense Command's worldwide weapons and aircrew competition in 1972.

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. 3044 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3053. A Concurrent Resolution urging all railroads to voluntarily place reflectorized tape or numerals on their cars for safety purposes; and urging the Congress of the United States and the Federal Railroad Administration to enact laws and regulations to require such action in the event that railroads fail to voluntarily do so.

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. 3053 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 Congress of the United States to review federal statutes relative to the Aid to Families with Dependent Children 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. 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 commending and honoring former Governor and Mrs. William L. Guy for their twelve years of service to the citizens of North Dakota.

Was read the second time.

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. 3060. A Concurrent Resolution expressing support and encouragement for education of the public concerning the nature and extent of the problem of alcoholism.

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. 3060 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 requesting the Congress and the President of the United States to continue support for the Green Thumb Program and similar programs which benefit older Americans.

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. 3061 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 urging Congress to limit the application of the Occupational Safety and Health Act.

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. 3062 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3064. A Concurrent Resolution urging Congress to enact legislation which would provide reimbursement to farm owners and operators for migratory bird depredation.

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.

House Concurrent Resolution No. 3067. A Concurrent Resolution urging Congress to continue federal support for library programs.

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.

House Concurrent Resolution No. 3073. A Concurrent Resolution relating to absenteeism in the Congress of the United 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.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3073 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3079. A Concurrent Resolution urging the Congress of the United States to retain the provision of the Internal Revenue Code on capital gains for timber.

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. 3079 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 the President and the Congress of the United States to continue the hot lunch program and the recess 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. 3083 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3084. A Concurrent Resolution urging coordination and cooperation among North Dakota's judiciary, state's attorneys, private attorneys, social service workers, and the clergy in an intensified effort toward elimination of abuses surrounding the support of dependent children; the establishment of paternity for children born out of wedlock; the reduction in the incidence of divorce, separation and desertion; and the preservation of family life in the State of 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. 3084 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3085. A Concurrent Resolution encouraging the State Board of Equalization to establish a 19 percent level of assessment on locally assessed property 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. 3085 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3086. A Concurrent Resolution supporting the adoption of reasonable railroad freight rates for the transportation of North Dakota's small grains westbound to export markets.

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. 3086 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 3087. A Concurrent Resolution urging the Congress of the United States to adopt and submit to the people of the United States an amendment to the Constitution providing for the establishment of a single six-year Presidential term.

Was read the second time.

Rep. Rundle requested a recorded roll call vote on House Concurrent Resolution No. 3087.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 59; nays, 35; absent and not voting, 8.

Those voting in the affirmative were:

Austin	Gunderson	Lodoen	Rued
Backlin	Hausauer, A.	Lundene	Schindler
Berg	Hendrickson	McGauvran	Scofield
Bridston	Hentges	Marsden	Stone
Christensen, H.	Hilleboe	Martinson	Streibel
Christensen, R.	Jacob	Miedema	Strinden
Dick	Jenkins	Nermyr	Thorsgard
Dotzenrod	Kermott	Olin	Timm
Eagles	Kingsbury	Olson	Tweten
Fleming	Kloubec	Orange	Vander Vorst
Freborg	Knudson	Peterson	Wagner
Froeber	Kretschmar	Poyzer	Watkins
Gackle	LaGrave	Reimers	Winkjer
Garnas	Larson	Rice	Mr. Speaker
Grubb	Lee	Royse	

Those voting in the negative were:

Atkinson	Jacobson	Livingston	Rundle
Backes	Jaeger	Matheny	Solberg
Bassingthwaite	Johnson, H.	Mertens	Stoltenow
Ganser	Johnson, K.	Metzger	Tinjum
Gengler	Lang	Meyer	Weber
Gronneberg	Langley	Murphy	Welder
Haugland	Laughlin	Opedahl	Wilkie
Hickle	Leibhan	Rau	Winge
Hildebrand	Linderman	Rivinius	

Absent and not voting:

Dornacker	Hartl	Hensrud	Laske
Erickson	Hausauer, L.	Herman	Raymond

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3087 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1006. A Bill for an Act making an appropriation for defraying expenses of the various departments and various divisions thereof, of the state of North Dakota.

Which has been read.

Rep. Rundle requested a division on the question of the final passage of House Bill No. 1006.

Speaker Bunker ruled that a division of the question of final passage of House Bill No. 1006 was in order.

Rep. Rundle requested that the question of the final passage of House Bill No. 1006 be divided to have the sections to be voted on separately in the following manner:

- A. Subdivision 3
- B. Subdivision 4
- C. Subdivision 8

The question then was on the final passage of Subdivision 3, shown on the engrossed bill on lines 23 and 24 of page 1 and lines 1, 2 and 3 of page 2.

ROLL CALL

The roll was called and there were ayes, 94; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse
Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Schindler
Berg	Hickle	Lundene	Scofield
Bridston	Hildebrand	McGauvran	Solberg
Christensen, H.	Hilleboe	Marsden	Stoltenow
Christensen, R.	Jacob	Martinson	Stone
Dick	Jacobson	Matheny	Streibel
Dornacker	Jenkins	Mertens	Strinden
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Nermyr	Tinjum
Fleming	Kingsbury	Olin	Tweten
Freborg	Kloubec	Olson	Vander Vorst
Froeber	Knudson	Opedahl	Wagner
Gackle	Kretschmar	Orange	Watkins
Ganser	LaGrave	Peterson	Weber
Garnas	Lang	Poyzer	Wilkie
Gengler	Langley	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Hartl	Laughlin		

Those voting in the negative were:

Grubb	Jaeger	Rundle	Welder
Hausauer, A.	Murphy		

Absent and not voting:

Hensrud	Metzger
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So Subdivision 3 of House Bill No. 1006 was passed.

The question then was on the final passage of Subdivision 4, shown on the engrossed bill on lines 4, 5, 6 and 7 of page 2.

ROLL CALL

The roll was called and there were ayes, 93; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Haugland	Lee	Rivinius
Backes	Hausauer, A.	Leibhan	Royse

Backlin	Hausauer, L.	Linderman	Rued
Bassingthwaite	Hendrickson	Livingston	Schindler
Berg	Hentges	Lodoen	Scofield
Bridston	Herman	Lundene	Solberg
Christensen, H.	Hildebrand	McGauvran	Stoltenow
Christensen, R.	Hilleboe	Marsden	Stone
Dick	Jacob	Martinson	Streibel
Dornacker	Jacobson	Matheny	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Nermyr	Tinjum
Fleming	Kermott	Olin	Tweten
Freborg	Kingsbury	Olson	Vander Vorst
Froeber	Kloubec	Opedahl	Wagner
Gackle	Knudson	Orange	Watkins
Ganser	Kretschmar	Peterson	Weber
Garnas	Lang	Poyzer	Welder
Gengler	Langley	Rau	Wilkie
Gronneberg	Larson	Raymond	Winge
Grubb	Laske	Reimers	Winkjer
Gunderson	Laughlin	Rice	Mr. Speaker
Hartl			

Those voting in the negative were:

Jaeger	Murphy	Rundle
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Absent and not voting:

Atkinson	Hickle	Mertens	Metzger
Hensrud	LaGrave		

So Subdivision 4 of House Bill No. 1006 was passed.

The question then was on the final passage of Subdivision 8, shown on the engrossed bill on lines 23, 24, 25 and 26 on page 2.

ROLL CALL

The roll was called and there were ayes, 65; nays, 30; absent and not voting, 7.

Those voting in the affirmative were:

Backes	Hausauer, A.	Laske	Raymond
Backlin	Hausauer, L.	Leibhan	Reimers
Bassingthwaite	Hendrickson	Linderman	Rivinius
Bridston	Hentges	Lodoen	Royse
Christensen, R.	Herman	Lundene	Solberg
Dornacker	Hildebrand	Marsden	Stone
Dotzenrod	Jacob	Martinson	Streibel
Eagles	Jacobson	Mertens	Strinden
Erickson	Jenkins	Miedema	Thorsgard
Fleming	Johnson, H.	Nermyr	Tinjum
Freborg	Kermott	Olin	Tweten
Garnas	Kingsbury	Opedahl	Wagner
Gengler	Kloubec	Orange	Watkins
Gronneberg	Kretschmar	Peterson	Weber
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Rau	Mr. Speaker
Haugland			

Those voting in the negative were:

Austin	Jaeger	Meyer	Scofield
Berg	Johnson, K.	Murphy	Stoltenow
Christensen, H.	Knudson	Olson	Timm
Froeber	Lang	Rice	Vander Vorst
Gackle	Lee	Rued	Welder
Ganser	Livingston	Rundle	Wilkie
Grubb	McGauvran	Schindler	Winkjer
Hickle	Matheny		
Absent and not voting:			
Atkinson	Hensrud	LaGrave	Metzger
Dick	Hilleboe	Laughlin	

So Subdivision 8 of House Bill No. 1006 was passed.

The question then was on the final passage of House Bill No. 1006, including Subdivision 3, Subdivision 4, and Subdivision 8 previously adopted.

ROLL CALL

The roll was called and there were ayes, 95; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Haugland	Linderman	Royce
Backes	Hausauer, A.	Livingston	Rued
Backlin	Hausauer, L.	Lodoen	Rundle
Bassingthwaite	Hendrickson	Lundene	Schindler
Berg	Hentges	McGauvran	Scotfield
Bridston	Herman	Marsden	Solberg
Christensen, H.	Hickle	Martinson	Stoltenow
Christensen, R.	Hildebrand	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dornacker	Jacobson	Meyer	Strinden
Dotzenrod	Jenkins	Miedema	Thorsgard
Eagles	Johnson, H.	Murphy	Timm
Erickson	Johnson, K.	Nermyr	Tinjum
Fleming	Kermott	Olin	Tweten
Freborg	Kingsbury	Olson	Vander Vorst
Froeber	Kloubec	Opedahl	Wagner
Gackle	Knudson	Orange	Watkins
Ganser	Kretschmar	Peterson	Weber
Garnas	Lang	Poyzer	Welder
Gengler	Langley	Rau	Wilkie
Gronneberg	Larson	Raymond	Winge
Grubb	Laske	Reimers	Winkjer
Gunderson	Lee	Rice	Mr. Speaker
Hartl	Leibhan	Rivinius	

Those voting in the negative were:

Jaeger

Absent and not voting:

Atkinson	Hilleboe	Laughlin	Metzger
Hensrud	LaGrave		

So House Bill No. 1006 passed, including Subdivision 3, Subdivision 4 and Subdivision 8, previously adopted.

Speaker Bunker ruled that House Bill No. 1006 passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1006 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1009. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota and which are under the supervision of the commissioner of agriculture.

Which has been read.

Rep. Rau requested a division on the question of the final passage of House Bill No. 1009.

Speaker Bunker ruled that a division of the question of final passage of House Bill No. 1009 was in order.

Rep. Rau requested that the question of the final passage of House Bill No. 1009 be divided to have Subdivision 1 voted on separately.

The question then was on the final passage of Subdivision 1, shown on the engrossed bill on lines 18, 19, 20, 21, 22, 23 and 24 on page 1, and lines 1 and 2 of page 2.

ROLL CALL

The roll was called and there were ayes, 70; nays, 29; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Reimers
Austin	Haugland	Laughlin	Rivinius
Backlin	Hausauer, A.	Lee	Royse
Bassingthwaite	Hausauer, L.	Leibhan	Rundle
Bridston	Hendrickson	Lodoen	Schindler
Christensen, H.	Herman	McGauvran	Scofield
Christensen, R.	Hickle	Marsden	Solberg
Dick	Hildebrand	Martinson	Stoltenow
Dornacker	Jacobson	Mertens	Stone
Eagles	Jenkins	Meyer	Streibel
Erickson	Johnson, H.	Miedema	Strinden
Fleming	Johnson, K.	Murphy	Thorsgard
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Opedahl	Weber
Garnas	Knudson	Orange	Winge
Gronneberg	Kretschmar	Raymond	Mr. Speaker
Gunderson	Larson		

Those voting in the negative were:

Backes	Jacob	Lundene	Timm
Berg	Jaeger	Matheny	Tinjum
Dotzenrod	LaGrave	Metzger	Vander Vorst
Ganser	Lang	Poyzer	Watkins
Gengler	Langley	Rau	Welder
Grubb	Linderman	Rice	Wilkie
Hentges	Livingston	Rued	Winkjer
Hilleboe			

Absent and not voting:

Hensrud	Olson	Peterson
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So Subdivision 1 of House Bill No. 1009 was passed.

The question then was on the final passage of House Bill No. 1009, including Subdivision 1 previously adopted.

ROLL CALL

The roll was called and there were ayes, 92; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Reimers
Austin	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freborg	Kingsbury	Murphy	Tweten
Froeber	Kloubec	Nermyr	Vander Vorst
Gackle	Knudson	Olin	Wagner
Ganser	Kretschmar	Olson	Watkins
Garnas	Lang	Opedahl	Weber
Gronneberg	Langley	Orange	Welder
Gunderson	Larson	Poyzer	Wilkie

Hartl	Laske	Rau	Winge
Haugland	Laughlin	Raymond	Mr. Speaker

Those voting in the negative were:

Backes	Grubb	Rice	Winkjer
Gengler	Jaeger	Rued	

Absent and not voting:

Hensrud	LaGrave	Peterson
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So House Bill No. 1009 was passed, including Subdivision 1 previously adopted.

Speaker Bunker ruled that House Bill No. 1009 passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1009 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1015. A Bill for an Act to appropriate money for defraying expenses of the state water conservation 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, 98; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Liebhan	Rivinius
Austin	Hausauer, A.	Linderman	Royce
Backes	Hausauer, L.	Livingston	Rued
Backlin	Hendrickson	Lodoen	Rundle
Bassingthwaite	Hentges	McGauvran	Schindler
Berg	Herman	Marsden	Scofield
Bridston	Hickle	Martinson	Solberg
Christensen, H.	Hildebrand	Matheny	Stoltenow
Christensen, R.	Hilleboe	Mertens	Stone
Dick	Jacob	Metzger	Streibel
Dornacker	Jacobson	Meyer	Strinden
Dotzenrod	Jenkins	Miedema	Thorsgard
Eagles	Johnson, K.	Murphy	Timm
Erickson	Kermott	Nermyr	Tinjum
Fleming	Kingsbury	Olin	Tweten
Freborg	Kloubec	Olson	Vander Vorst
Froeber	Knudson	Opedahl	Wagner
Gackle	Kretschmar	Orange	Watkins
Ganser	LaGrave	Peterson	Weber
Garnas	Lang	Poyzer	Welder
Gengler	Langley	Rau	Wilkie
Gronneberg	Larson	Raymond	Winge
Grubb	Laske	Reimers	Winkjer
Gunderson	Laughlin	Rice	Mr. Speaker
Hartl	Lee		

Those voting in the negative were:

Jaeger

Absent and not voting:

Hensrud	Johnson, H.	Lundene
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So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1015 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1050. 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.

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, 23; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Rued
Austin	Hausauer, A.	Laske	Rundle
Backes	Hendrickson	Liebhan	Schindler
Backlin	Hentges	Linderman	Solberg
Bassingthwaite	Herman	Livingston	Stoltenow
Berg	Hickle	Lodoen	Stone
Bridston	Hilleboe	McGauvran	Streibel
Christensen, H.	Jacob	Martinson	Strinden
Dick	Jacobson	Matheny	Timm
Dornacker	Jaeger	Metzger	Tinjum
Dotzenrod	Jenkins	Meyer	Tweten
Eagles	Johnson, H.	Murphy	Vander Vorst
Erickson	Johnson, K.	Olin	Wagner
Froeber	Kermott	Opedahl	Watkins
Gackle	Kloubec	Orange	Weber
Ganser	Knudson	Poyzer	Welder
Garnas	Kretschmar	Rau	Wilkie
Gengler	Lang	Raymond	Winge
Grubb	Langley	Rivinius	Mr. Speaker

Those voting in the negative were:

Christensen, R.	Hausauer, L.	Marsden	Rice
Fleming	Hildebrand	Mertens	Royse
Freborg	Kingsbury	Miedema	Scotfield
Gronneberg	Laughlin	Nermyr	Thorsgard
Gunderson	Lee	Olson	Winkjer
Hartl	Lundene	Peterson	

Absent and not voting:

Hensrud	LaGrave	Reimers
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So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1050 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1199. A Bill for an Act to amend and reenact section 12-47-11 of the North Dakota Century Code, relating to the powers and duties of the warden of the state penitentiary, custody and control of the penitentiary and the crime building, and providing an appropriation of state and federal funds for the remodeling and renovation of the crime building.

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, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Bridston	Hildebrand	McGauvran	Scotfield

Christensen, H.	Hilleboe	Marsden	Solberg
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dornacker	Jenkins	Mertens	Streibel
Dotzenrod	Johnson, H.	Metzger	Strinden
Eagles	Johnson, K.	Meyer	Thorsgard
Erickson	Kermott	Miedema	Timm
Fleming	Kingsbury	Murphy	Tinjum
Freborg	Kloubec	Nermyr	Tweten
Froeber	Knudson	Olin	Vander Vorst
Gackle	Kretschmar	Olson	Wagner
Ganser	LaGrave	Opedahl	Watkins
Garnas	Lang	Orange	Weber
Gengler	Langley	Peterson	Welder
Gronneberg	Larson	Poyzer	Wilkie
Grubb	Laske	Rau	Winge
Gunderson	Laughlin	Raymond	Winkjer
Hartl	Lee	Rice	Mr. Speaker
Haugland			

Those voting in the negative were:
Jaeger

Absent and not voting:

Berg Hensrud Hickle Reimers

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill 1199 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1226. A Bill for an Act to amend and reenact sections 15-10-18 and 15-10-19 of the North Dakota Century Code, relating to the tuition of nonresidents at schools under the control of the state board of higher education and the definition of non-resident student for tuition purposes.

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, 19; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rau
Austin	Hausauer, L.	Lee	Raymond
Backes	Hendrickson	Linderman	Rivinius
Backlin	Herman	Livingston	Runde
Bassingthwaite	Hickle	Lodoen	Schindler
Berg	Hildebrand	Lundene	Scotfield
Bridston	Hilleboe	McGauvran	Solberg
Christensen, H.	Jacob	Marsden	Stone
Christensen, R.	Jacobson	Martinson	Streibel
Dick	Johnson, H.	Matheny	Strinden
Dornacker	Johnson, K.	Metzger	Thorsgard
Dotzenrod	Kermott	Meyer	Tinjum
Eagles	Kingsbury	Miedema	Tweten
Fleming	Knudson	Murphy	Watkins
Froeber	Kretschmar	Nermyr	Weber
Gackle	LaGrave	Olin	Welder
Garnas	Lang	Olson	Wilkie
Gengler	Langley	Opedahl	Winge
Gronneberg	Larson	Orange	Winkjer
Grubb	Laske	Poyzer	Mr. Speaker
Gunderson			

Those voting in the negative were:

Erickson	Hentges	Mertens	Stoltenow
Freborg	Jaeger	Peterson	Timm
Ganser	Jenkins	Rice	Vander Vorst
Hartl	Kloubec	Royse	Wagner
Hausauer, A.	Leibhan	Rued	

Absent and not voting:

Hensrud Reimers

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1226 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Strinden moved that the House reconsidered the action by which House Bill No. 1049 was lost, which motion prevailed.

Rep. Strinden moved that House Bill No. 1049 be placed on the calendar, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1011
- House Bill No. 1027
- House Bill No. 1054
- House Bill No. 1094
- House Bill No. 1338
- House Bill No. 1347
- House Bill No. 1368
- House Bill No. 1378
- House Bill No. 1392
- House Bill No. 1429
- House Bill No. 1438
- House Bill No. 1459
- House Bill No. 1473
- House Bill No. 1487
- House Bill No. 1502
- House Bill No. 1509
- House Bill No. 1510
- House Bill No. 1513
- House Bill No. 1525
- House Bill No. 1531
- House Bill No. 1532
- House Bill No. 1533
- House Concurrent Resolution No. 3042
- House Concurrent Resolution No. 3048
- House Concurrent Resolution No. 3050

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

- Senate Bill No. 2077
- Senate Bill No. 2115
- Senate Bill No. 2178
- Senate Bill No. 2180
- Senate Bill No. 2212
- Senate Bill No. 2243
- Senate Bill No. 2282
- Senate Bill No. 2286

Senate Bill No. 2318
 Senate Bill No. 2324
 Senate Bill No. 2330
 Senate Bill No. 2344
 Senate Bill No. 2362
 Senate Bill No. 2384
 Senate Bill No. 2393
 Senate Bill No. 2400
 Senate Bill No. 2401
 Senate Concurrent Resolution No. 4012
 Senate Concurrent Resolution No. 4016
 Senate Concurrent Resolution No. 4017
 Senate Concurrent Resolution No. 4020
 Senate Concurrent Resolution No. 4025
 Senate Concurrent Resolution No. 4026
 Senate Concurrent Resolution No. 4033
 Senate Concurrent Resolution No. 4063

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1364

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 8:00 a.m., Friday, February 16, 1973, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2015. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2149. 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, and 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, and providing for an effective date.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2189. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota by the North Dakota state hospital.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2190. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota, which land was used by the North Dakota state hospital.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2212. A Bill for an Act to amend and reenact section 27-02-02.1 of the North Dakota Century Code, relating to additional compensation for supreme court judges and district court judges.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2233. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to the exemption of self-propelled fertilizer spreaders from width limitations on vehicles.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 2241. A Bill for an Act to repeal chapter 15-66 of the North Dakota Century Code, relating to the regional medical education board.

Which was read the first time and referred to the Committee on Social Welfare

Senate Bill No. 2264. A Bill for an Act to create and enact a new subsection to section 20.1-01-02, and a new section to chapter 20.1-03 of the North Dakota Century Code as contained in sections 8 and 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the definition of waterfowl, and the time period during which nonresidents may hunt and possess waterfowl.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2278. A Bill for an Act to create and enact section 2-07-06.4, and to amend and reenact section 2-07-06, subsections 2 and 3 of section 2-07-06.1, and sections 2-07-06.2, 2-07-06.3, 2-07-08, 2-07-09, and 2-07-10 of the North Dakota Century Code, relating to the creation of a weather modification authority, continuation of an authority, contents of the petition, powers of the authority, and liability for activities.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2288. A Bill for an Act to create and enact sections 15-53.1-19.1, 15-53.1-19.2, and 15-53.1-19.3, and to amend and reenact sections 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, 15-53.1-14, 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 of the North Dakota Century Code, relating to area reorganization committees.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2295. A Bill for an Act to create and enact a new subsection to sections 20.1-01-02, 20.1-02-05, and 20.1-03-12 of the North Dakota Century Code as contained in sections 8, 9, and 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to guides.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2312. A Bill for an Act to amend and reenact section 54-52.1-06 of the North Dakota Century Code, relating to salary deductions from employee.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2352. A Bill for an Act to create and enact section 40-58-20 of the North Dakota Century Code, relating to the computation, certification, and remittance of tax increments resulting from urban renewal for reimbursement of the cost of renewal and the interest and redemption premiums on obligations issued to pay such costs.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2368. A Bill for an Act to create trustees for commercial buildings during foreclosures.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2379. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to definitions, adjustments to taxable income for corporations; and providing for an effective date.

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 amend and reenact section 40-44-06 of the North Dakota Century Code, relating to compensation and expenses of a civil service commissioner and commission members.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2419. A Bill for an Act to create and enact sections 41-09-13.1 and 41-09-46.2, relating to the priority of a consignee over a secured party, to the assignment of security interests, and to the filing of assignments of financing statements; to amend and reenact subsection 2 of section 41-01-05, subsections 9 and 37 of section 41-01-11, subsections 1 and 2 of section 41-02-07, subsection 2 of section 41-05-16, subsection 1 of section 41-09-02, sections 41-09-03, 41-09-04, 41-09-05, 41-09-06, 41-09-16, 41-09-17, 41-09-18, 41-09-22, 41-09-23, 41-09-25, 41-09-26, subsections 1, 2, 3, and 4 of section 41-09-27, sections 41-09-28, 41-09-29, 41-09-33, 41-09-34, 41-09-39, 41-09-40, 41-09-41, 41-09-42, 41-09-43, 41-09-44, 41-09-45, subsection 3 of section 41-09-47, subsection 2 of section 41-09-48, subsections 1, 2, and 3 of section 41-09-50, and subsection 2 of section 41-09-51 of the North Dakota Century Code, relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning same, including sales, commercial paper, bank deposits, bank collections, letters of credit, bulk transfers, warehouse receipts, bills of lading and other documents of title, investment securities, and secured transactions; and providing for transition and an effective date.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Pursuant to Rep. Streifel's motion, the House stood recessed until 8:00 a.m., Friday, February 16, 1973.

ROY GILBREATH, Chief Clerk

**THIRTY-THIRD DAY AFTER RECESS AND
THIRTY-FOURTH DAY**

Bismarck, February 16, 1973

The House reconvened at 8:00 a.m., pursuant to recess taken, with Speaker Bunker 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. 1002
House Bill No. 1007
House Bill No. 1090
House Bill No. 1151
House Bill No. 1200
House Bill No. 1317
House Bill No. 1337
House Bill No. 1345
House Bill No. 1353
House Bill No. 1359
House Bill No. 1400
House Bill No. 1437
House Bill No. 1439
House Bill No. 1445
House Bill No. 1475
House Bill No. 1489
House Bill No. 1495
House Bill No. 1508
House Concurrent Resolution No. 3002
House Concurrent Resolution No. 3003
And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Representative Lee 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. 1314

And find the same correctly re-engrossed.

REP. MIEDEMA, Chairman

Representative Lee moved that the report be adopted, which motion prevailed, and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Kloubec has moved that the amendments to Senate Bill No. 2036 as recommended by the Committee on Political Subdivisions as printed on page 735 of the House Journal be adopted, which motion prevailed.

Rep. Timm has moved that the amendments to Senate Bill No. 2111 as recommended by the Committee on Industry, Business and

Labor as printed on page 735 of the House Journal be adopted, which motion prevailed.

Rep. Backlin has moved that the amendments to Senate Bill No. 2182 as recommended by the Committee on Agriculture as printed on pages 735 and 736 of the House Journal be adopted, which motion prevailed.

Rep. Jacob has moved that the amendments to Senate Bill No. 2200 as recommended by the Committee on Natural Resources as printed on page 736 of the House Journal be adopted, which motion prevailed.

Rep. Dotzenrod has moved that the amendments to Senate Bill No. 2403 as recommended by the Committee on Judiciary as printed on page 736 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1001. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, 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, 95; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dotzenrod	Jacobson	Mertens	Streibel
Eagles	Jenkins	Meyer	Strinden
Erickson	Johnson, H.	Miedema	Thorsgard
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland	Lee	Rice	

Those voting in the negative were:

Jaeger

Absent and not voting:

Backes	Hensrud	Metzger	Timm
Dornacker	Lang		

So the bill passed and the title was agreed to.

No. 1001 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Schindler: "Mr. Speaker:

"I rise on a point of personal privilege.

"A few days ago I voted no on House Bill 1533, an act to provide that participation in the performance of an abortion is not mandatory.

"I am 100% against abortion, but in our case, we have two fire departments to operate an ambulance. These are manned by the firemen who have taken First Aid courses. If we were to pick up a lady who is hemorrhaging — which might only happen once in a million times — and take her to one hospital, they now would have the privilege of refusing to help her. Then when we are taking her to another hospital, the lady could pass away.

"Volunteers for this ambulance service are hard to get. We do our best to get the patients to the hospital.

"That is the reason I voted against this bill. There are two of us in the ambulance, one to drive and the other to take care of the patient, and the one thought you have in mind is to get the patient to the hospital as fast as possible to keep her alive. When we get to the hospital, we expect the doctors there to save the woman's life. This could happen some time, and that is the reason I voted no on the bill.

"Thank you."

SECOND READING OF HOUSE BILLS

House Bill No. 1002. 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, 3; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Raymond
Austin	Haugland	Laughlin	Reimers
Backlin	Hausauer, A.	Lee	Rivinius
Bassingthwaite	Hausauer, L.	Leibhan	Royse
Berg	Hendrickson	Linderman	Rued
Bridston	Hentges	Livingston	Schindler
Christensen, H.	Herman	Lodoen	Scofield
Christensen, R.	Hickle	Lundene	Solberg
Dick	Hildebrand	McGauvran	Stone
Dornacker	Jacob	Marsden	Streibel
Dotzenrod	Jacobson	Martinson	Strinden
Eagles	Jenkins	Matheny	Thorsgard
Erickson	Johnson, H.	Mertens	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Murphy	Vander Vorst
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olin	Watkins
Ganser	Knudson	Olson	Weber
Garnas	Kretschmar	Opedahl	Welder
Gengler	LaGrave	Orange	Wilkie
Gronneberg	Lang	Peterson	Winge
Grubb	Langley	Poyzer	Winkjer
Gunderson	Larson	Rau	Mr. Speaker

Those voting in the negative were:

Jaeger	Meyer	Rice
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Absent and not voting:

Backes	Hilleboe	Rundle	Timm
Hensrud	Metzger	Stoltenow	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Representative Streibel moved that the vote by which House Bill No. 1002 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2102 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 2103 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Kloubec 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. 2104 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Orange 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. 2112 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 2118 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Gronneberg 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. 2124 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 Senate Bill No. 2164 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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. 2172 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Laske 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. 2232 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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. 2235 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Lodoen 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. 2322 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 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. Ganser 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. 2382 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Olson 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. 2406 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.

MOTION

Rep. Streibel moved that House Bill No. 1007 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1040. A Bill for an Act to create and enact title 30.1 and sections 25-04-13.1, 30-26-05.1, and 30-26-26.1 of the North Dakota Century Code, embodying the Uniform Probate Code, and relating to guardianships at the Grafton state school, and appeals in probate cases; to amend and reenact sections 6-03-64, 6-03-67, subsection 4 of section 6-05-08, sections 6-05-13, 6-05-21, 11-21-05, 11-21-06, 11-21-07, 11-21-08, 11-21-13, 14-10-04, 14-10-12, 25-09-02.2, 27-07-02, 27-07-09, 27-07-16, 27-07-19, 27-07-21, 27-07-29, 27-07-30, subsection 3 of section 27-07-36, subsection 2 of section 27-20-47, sections 28-01-26, 28-03-01, 28-03-02, 28-03-04, subsection 2 of section 28-20-06, sections 28-26-21, 30-16-04, 30-16-05, 30-16-08, 31-01-05, 32-16-26, 32-16-32, 32-16-42, 32-16-43, 32-23-04, 34-01-12, 37-15-16, 37-15-18, 38-10-11, 38-10-12, 47-18-26, 47-18-28, subsections 4, 8, and 13 of section 47-24-01, subsection 4 of section 47-24-04, subsections 1, 3, 4, and 5 of section 47-24-07, sections 49-09-05, 50-24-33, 50-24-35, subsections 5 and 18 of section 54-21-13, subdivision i of subsection 2 of section 57-37-11, sections 57-37-14, 57-37-15, subsection 2 of section 57-37-16, sections 57-37-17, 57-37-18, 57-37-20, subdivisions b and c of subsection 3 of section 57-37-21, section 57-37-22, subsections 1, 2, 3, and 4 of section 57-37-23, subsections 1, 5, and 6 of section 57-37-24, sections 57-37-26, 57-37-27, 57-37-32, 59-02-10, 59-02-15, 59-04-02, 59-04-10, 59-04-11, 59-04-15, 59-04-18, 59-04-21, 59-04-22, subsection 1 of section 59-04.1-02, and sections 59-05-23 and 61-10-12 of the North Dakota Century Code, relating to the authority of trustees, personal representatives, guardians,

and conservators, to estate tax filing and collection procedures, to payment of deposits by financial institutions, to the powers and duties of public administrators, to minors' rights, to the jurisdiction of county courts, to appointment of guardians or conservators for orphans, to statutes of limitations, to homestead estates, to appeals in probate proceedings, to testimony concerning transactions or conversations with the decedent, and to duties and powers of the soldiers' home commandant regarding deceased members' estates; to repeal chapters 30-01, 30-02, 30-03, 30-04, 30-05, 30-06, 30-07, 30-08, 30-09, 30-10, 30-11, 30-12, 30-13, 30-14, 30-15, 30-17, 30-18, 30-19, 30-20, 30-21, 30-21.1, 30-22, 30-23, 30-24, 30-25, 56-01, 56-02, 56-03, 56-04, 56-05, 56-06, 56-07, and sections 6-03-66, 7-04-07, 25-04-13, 27-07-06, 27-07-07, 27-07-08, 27-07-10, 27-07-38, 30-16-06, 30-16-07, 30-16-10, 30-26-05, 32-16-44, 35-03-12, 38-10-04, 49-09-06, 49-09-07, subsection 7 of section 57-37-24, section 59-02-06, 59-04-01, subsection 13 of section 59-04-04, sections 59-04-05, 59-04-06, 59-04-07, 59-04-09, 59-04-12, 59-04-13, and 59-04-14 of the North Dakota Century Code, relating to probate procedures, wills, and trusts, to the jurisdiction of county courts, to disposition of joint deposits by certain financial institutions, to guardians consenting to partition of real property, to satisfaction of real property mortgages, to mineral leasing by personal representatives, and to the acquisition of rights of way by public utilities; to provide penalties; 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, 100; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Orange	Weber
Gronneberg	Lang	Peterson	Welder
Grubb	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker

Absent and not voting:

Backes Hensrud

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1040 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1090. A Bill for an Act to create and enact sections 15-59-04.1, 15-59-05.1, and 15-59-06.1 of the North Dakota Century

Code, relating to recordkeeping requirements, eligibility for state and federal aid, and the duty of the superintendent of public instruction with regard to special education; and to amend and reenact sections 15-59-01, 15-59-04, 15-59-07, 15-59.1-02, 15-59.1-03, 15-59.1-06, and 15-59.1-08 of the North Dakota Century Code, relating to definitions, compulsory special education programs, enabling attendance at private schools, financing, elections to remove mill levies, and multiple county boards of special 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, 94; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Livingston	Royse
Austin	Hausauer, L.	Lodoen	Rued
Backlin	Hendrickson	Lundene	Rundle
Berg	Hentges	McGauvran	Schindler
Bridston	Hickle	Marsden	Scofield
Christensen, H.	Hildebrand	Martinson	Solberg
Christensen, R.	Hillboe	Matheny	Stoltenow
Dick	Jacob	Mertens	Stone
Dornacker	Jacobson	Metzger	Streibel
Dotzenrod	Johnson, K.	Meyer	Strinden
Eagles	Kermott	Miedema	Thorsgard
Erickson	Kingsbury	Nermyr	Timm
Fleming	Kloubec	Olin	Tinjum
Freborg	Knudson	Olson	Tweten
Froeber	Kretschmar	Opedahl	Vander Vorst
Gackle	LaGrave	Orange	Wagner
Ganser	Lang	Peterson	Watkins
Garnas	Langley	Poyzer	Weber
Gengler	Larson	Rau	Welder
Gronneberg	Laske	Raymond	Wilkie
Grubb	Laughlin	Reimers	Winge
Gunderson	Lee	Rice	Winkjer
Hartl	Leibhan	Rivinius	Mr. Speaker
Haugland	Linderman		

Those voting in the negative were:

Backes	Herman	Jenkins	Murphy
Bassingthwaite	Jaeger	Johnson, H.	

Absent and not voting:

Hensrud

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1090 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1151. A Bill for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, relating to dispensing of alcoholic beverages on election days, 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, 90; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse

Backlin	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Bassingthwaite	Hildebrand	Marsden	Scotfield
Christensen, H.	Jacob	Martinson	Solberg
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jaeger	Mertens	Streibel
Dornacker	Johnson, H.	Meyer	Strinden
Dotzenrod	Johnson, K.	Miedema	Thorsgard
Eagles	Kermott	Murphy	Timm
Erickson	Kingsbury	Nermyr	Tinjum
Fleming	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Wilkie
Gengler	Langley	Poyzer	Winge
Gronneberg	Larson	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin		

Those voting in the negative were:

Freborg	Haugland	Livingston	Welder
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Absent and not voting:

Grubb	Hilleboe	Metzger	Stoltenow
Hensrud	Jenkins	Reimers	Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1151 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1200. 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 or addition, remodeling, and equipping of college buildings.

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, 24; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson	Raymond
Austin	Hausauer, L.	Laske	Rivinius
Backlin	Hendrickson	Laughlin	Royce
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Livingston	Schindler
Bridston	Hickle	Lodoen	Scotfield
Christensen, H.	Hildebrand	Martinson	Solberg
Christensen, R.	Hilleboe	Matheny	Stoltenow
Dick	Jacob	Mertens	Stone
Dornacker	Jacobson	Miedema	Streibel
Dotzenrod	Jenkins	Murphy	Strinden
Eagles	Johnson, H.	Nermyr	Thorsgard
Erickson	Johnson, K.	Olin	Timm
Fleming	Kermott	Olson	Tinjum
Froeber	Kloubec	Opedahl	Watkins
Gackle	Knudson	Orange	Winge
Ganser	LaGrave	Peterson	Winkjer
Garnas	Lang	Poyzer	Mr. Speaker
Haugland	Langley	Rau	

Those voting in the negative were:

Backes	Hartl	McGauvran	Tweten
Freborg	Jaeger	Marsden	Vander Vorst

Gengler	Kingsbury	Metzger	Wagner
Gronneberg	Kretschmar	Meyer	Weber
Grubb	Lee	Rice	Welder
Gunderson	Lundene	Rundle	Wilkie

Absent and not voting:

Hensrud	Leibhan	Reimers
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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. 1200 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1314. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to property tax credits for persons sixty-five years of age or older with limited income; providing for an appropriation; and providing 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, 77; nays, 22; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Haugland	Livingston	Royse
Backes	Hausauer, A.	Lundene	Rued
Backlin	Hendrickson	McGauvran	Rundle
Bassingthwaite	Hickle	Martinson	Schindler
Berg	Hildebrand	Matheny	Scofield
Bridston	Jacob	Mertens	Solberg
Christensen, H.	Jacobson	Metzger	Stone
Dick	Johnson, H.	Meyer	Strinden
Dornacker	Johnson, K.	Nermyr	Thorsgard
Dotzenrod	Kermott	Olin	Timm
Erickson	Knudson	Olson	Tinjum
Fleming	LaGrave	Opedahl	Tweten
Freborg	Lang	Orange	Vander Vorst
Froeber	Langley	Peterson	Watkins
Gackle	Larson	Poyzer	Weber
Ganser	Laske	Rau	Wilkie
Garnas	Laughlin	Raymond	Winge
Gengler	Leibhan	Rice	Winkjer
Gronneberg	Linderman	Rivinius	Mr. Speaker
Gunderson			

Those voting in the negative were:

Atkinson	Hentges	Kloubec	Murphy
Christensen, R.	Herman	Kretschmar	Reimers
Eagles	Hilleboe	Lodoen	Stoltenow
Grubb	Jaeger	Marsden	Streibel
Hartl	Jenkins	Miedema	Wagner
Hausauer, L.	Kingsbury		

Absent and not voting:

Hensrud	Lee	Welder
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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. 1314 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1317. A Bill for an Act to create and enact sections 26-26-16, 26-26-17, 26-26-18, 26-26-19, 26-26-20, 26-26-21, 26-27-16, 26-27-17, 26-27-18, 26-27-19, 26-27-20, 26-27-21, 26-27-22, 26-27.1-21, 26-27.1-22, 26-27.1-23, 26-27.1-24, 26-27.1-25, 26-27.1-26, 26-27.2-20, 26-27.2-21, 26-27.2-22, 26-27.2-23, 26-27.2-24, and 26-27.2-25 of the North Dakota Century Code, relating to hospital, medical, vision, and dental service corporations and the insurance commissioner's

approval of rates, rating systems, and rating formulas; to rate filing procedures; to rate filing disapproval; to information furnished subscribers and subscriber hearings; to the giving of false or misleading information, making this a misdemeanor, and providing a penalty; to hearing procedures and judicial review; and to amend and reenact sections 26-26-04, 26-27-05, 26-27.1-05, and 26-27.2-05 of the North Dakota Century Code, relating to the boards of directors of medical, hospital, dental, and vision service corporations; and to repeal section 26-26-10 of the North Dakota Century Code, relating to the approval by the commissioner of hospital service plan operating 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, 92; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Rice
Austin	Haugland	Leibhan	Rivinius
Backes	Hausauer, A.	Linderman	Royce
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jaeger	Mertens	Strinden
Dotzenrod	Jenkins	Metzger	Thorsgard
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Murphy	Tweten
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker

Absent and not voting:

Garnas	Jacobson	Olin	Stoltenow
Hausauer, L.	Larson	Raymond	Welder
Hensrud	Lee		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1317 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 amend and reenact section 54-06-14 of the North Dakota Century Code, relating to annual leave and sick pay for state employees, and providing that an employee terminated from state employment through no fault of his own be paid for accumulated sick leave.

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, 12.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rau
Haugland	Austin	Laughlin	Reimers

Backlin	Hausauer, A.	Leibhan	Rice
Bassingthwaite	Hendrickson	Linderman	Rivinius
Berg	Hentges	Livingston	Royse
Bridston	Herman	Lodoen	Rued
Christensen, H.	Hickle	Lundene	Rundle
Christensen, R.	Hildebrand	McGauvran	Schindler
Dick	Hilleboe	Marsden	Scofield
Dornacker	Jacob	Martinson	Solberg
Dotzenrod	Jaeger	Matheny	Stoltenow
Eagles	Jenkins	Mertens	Stone
Erickson	Johnson, H.	Metzger	Streibel
Fleming	Johnson, K.	Meyer	Timm
Freborg	Kermott	Miedema	Tinjum
Froeber	Kingsbury	Murphy	Vander Vorst
Gackle	Kloubec	Nermyr	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Wilkie
Gengler	LaGrave	Orange	Winge
Gronneberg	Lang	Peterson	Winkjer
Grubb	Larson	Poyzer	Mr. Speaker
Gunderson			

Those voting in the negative were:

Langley

Absent and not voting:

Backes	Jacobson	Raymond	Tweten
Hausauer, L.	Lee	Strinden	Weber
Hensrud	Olin	Thorsgard	Welder

So the bill passed and the title was agreed to.

House Bill No. 1345. 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 rate and minimum tax assessable for the business privilege 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, 50; nays, 48; absent and not voting, 4.

Those voting in the affirmative were:

Austin	Hickle	Leibhan	Rice
Backes	Hildebrand	Linderman	Royse
Bassingthwaite	Jacob	Livingston	Rued
Dornacker	Jacobson	Lundene	Rundle
Dotzenrod	Johnson, H.	McGauvran	Schindler
Erickson	Johnson, K.	Marsden	Solberg
Fleming	Knudson	Murphy	Stoltenow
Freborg	LaGrave	Nermyr	Stone
Gengler	Lang	Opedahl	Tinjum
Gronneberg	Langley	Orange	Tweten
Grubb	Larson	Poyzer	Wilkie
Gunderson	Laske	Rau	Winge
Haugland	Laughlin		

Those voting in the negative were:

Atkinson	Hartl	Kretschmar	Reimers
Backlin	Hausauer, A.	Lee	Rivinius
Berg	Hausauer, L.	Lodoen	Scofield
Bridston	Hendrickson	Martinson	Streibel
Christensen, H.	Hentges	Matheny	Strinden
Christensen, R.	Herman	Mertens	Thorsgard
Dick	Hilleboe	Metzger	Timm
Eagles	Jaeger	Meyer	Vander Vorst
Froeber	Jenkins	Miedema	Wagner
Gackle	Kermott	Olin	Watkins

Ganser	Kingsbury	Olson	Winkjer
Garnas	Kloubec	Peterson	Mr. Speaker

Absent and not voting:

Hensrud	Raymond	Weber	Welder
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So the bill lost for want of a constitutional majority.

House Bill No. 1353. A Bill for an Act to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to a definition of real 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, 94; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Austin	Hendrickson	Linderman	Rivinius
Backes	Herman	Livingston	Royce
Backlin	Hickle	Lodoen	Rued
Bassingthwaite	Hildebrand	Lundene	Rundle
Berg	Hilleboe	McGauvran	Schindler
Bridston	Jacob	Marsden	Scofield
Christensen, H.	Jacobson	Martinson	Solberg
Christensen, R.	Jaeger	Matheny	Stoltenow
Dornacker	Jenkins	Mertens	Stone
Dotzenrod	Johnson, H.	Metzger	Streibel
Eagles	Johnson, K.	Meyer	Strinden
Erickson	Kermott	Miedema	Thorsgard
Fleming	Kingsbury	Murphy	Timm
Freborg	Kloubec	Nermyr	Tinjum
Froeber	Knudson	Olin	Tweten
Gackle	Kretschmar	Olson	Vander Vorst
Ganser	LaGrave	Opedahl	Wagner
Gengler	Lang	Orange	Watkins
Gronneberg	Langley	Peterson	Welder
Grubb	Larson	Poyzer	Wilkie
Gunderson	Laske	Rau	Winge
Hartl	Laughlin	Raymond	Winkjer
Haugland	Lee	Reimers	Mr. Speaker
Hausauer, L.	Leibhan		

Those voting in the negative were:

Atkinson	Garnas	Hentges	Rice
Dick	Hausauer, A.		

Absent and not voting:

Hensrud	Weber
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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. 1353 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

Rep. Streibel moved that House Bill No. 1399 be re-referred to the Committee on Appropriations, and the Committee on Appropriations be excused from the Assembly, which motion prevailed.

Rep. Streibel moved that House Bill No. 1359 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1400. A Bill for an Act to require assessors to mail notices of their assessments to property owners.

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, 29.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Royse
Austin	Hausauer, A.	Lee	Rued
Backes	Hendrickson	Linderman	Rundle
Backlin	Hentges	Livingston	Schindler
Bassingthwaite	Herman	Lodoen	Scofield
Berg	Hickle	McGauvran	Stoltenow
Christensen, H.	Hildebrand	Matheny	Stone
Dick	Hilleboe	Metzger	Streibel
Dornacker	Jacob	Meyer	Strinden
Eagles	Jaeger	Murphy	Timm
Erickson	Johnson, K.	Nermyr	Tinjum
Froeber	Kermott	Olson	Vander Vorst
Gackle	Knudson	Orange	Watkins
Ganser	Kretschmar	Poyzer	Welder
Garnas	Lang	Rau	Wilkie
Gronneberg	Langley	Raymond	Winge
Grubb	Larson	Rice	Winkjer
Gunderson	Laske	Rivinius	Mr. Speaker
Hartl			

Absent and not voting:

Bridston	Jacobson	Lundene	Peterson
Christensen, R.	Jenkins	Marsden	Reimers
Dotzenrod	Johnson, H.	Martinson	Solberg
Fleming	Kingsbury	Mertens	Thorsgard
Freborg	Kloubec	Miedema	Tweten
Gengler	LaGrave	Olin	Wagner
Hausauer, L.	Leibhan	Opedahl	Weber
Hensrud			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1400 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. 1437 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1439. A Bill for an Act to amend and reenact subsection 14 of section 57-36-01, section 57-36-06, and subsection 1 of section 57-36-27 of the North Dakota Century Code, relating to the excise and use taxes on cigarettes, and to the definition of a cigarette for tax purposes.

Which has been read.

Rep. Gackle requested a division on the question of the final passage of House Bill No. 1439.

Speaker Bunker ruled that a division of the question of final passage of House, Bill No. 1439 was in order.

Rep. Gackle requested that the question of the final passage of House Bill No. 1439 be divided to have the sections to be voted on separately in the following manner:

A. Section 1

B. Section 2 and Section 3

The question then was on the final passage of Section 1, shown on the engrossed bill on page 1, lines 10 through 24.

ROLL CALL

The roll was called and there were ayes, 71; nays, 5; absent and not voting, 26.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rice
Austin	Hendrickson	Lee	Rivinius
Backlin	Hentges	Leibhan	Royse
Bassingthwaite	Herman	Linderman	Rued
Berg	Hickle	Livingston	Rundle
Christensen, H.	Hildebrand	Lodoen	Schindler
Dornacker	Jacob	Lundene	Stoltenow
Dotzenrod	Jacobson	McGauvran	Stone
Eagles	Jaeger	Martinson	Streibel
Erickson	Johnson, K.	Matheny	Strinden
Froeber	Kermott	Meyer	Tinjum
Gackle	Kloubec	Murphy	Vander Vorst
Ganser	Kretschmar	Nermyr	Watkins
Gengler	LaGrave	Olson	Wilkie
Gronneberg	Lang	Orange	Winge
Grubb	Langley	Poyzer	Winkjer
Gunderson	Larson	Rau	Mr. Speaker
Haugland	Laske	Raymond	

Those voting in the negative were:

Garnas	Scofield	Timm	Welder
Metzger			

Absent and not voting:

Backes	Hausauer, L.	Marsden	Reimers
Bridston	Hensrud	Mertens	Solberg
Christensen, R.	Hilleboe	Miedema	Thorsgard
Dick	Jenkins	Olin	Tweten
Fleming	Johnson, H.	Opedahl	Wagner
Freborg	Kingsbury	Peterson	Weber
Hartl	Knudson		

So Section 1 of House Bill No. 1439 was passed.

The question then was on the final passage of Sections 2 and 3, shown on the engrossed bill on page 2, lines 1 through 34.

ROLL CALL

The roll was called and there were ayes, 51; nays, 45; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Grubb	Laske	Royse
Christensen, H.	Gunderson	Laughlin	Rued
Dick	Hartl	Linderman	Schindler
Dornacker	Haugland	Lundene	Scofield
Dotzenrod	Hendrickson	Matheny	Stoltenow
Erickson	Jacobson	Meyer	Stone
Fleming	Johnson, K.	Nermyr	Streibel
Freborg	Kermott	Olson	Tinjum
Froeber	Knudson	Opedahl	Vander Vorst
Gackle	Kretschmar	Orange	Watkins
Ganser	LaGrave	Poyzer	Welder
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	

Those voting in the negative were:

Atkinson	Herman	Leibhan	Reimers
Backes	Hickle	Livingston	Rice
Backlin	Hildebrand	Lodoen	Rivinius
Bassingthwaite	Hilleboe	McGauvran	Rundle
Berg	Jacob	Marsden	Strinden
Bridston	Jaeger	Martinson	Thorsgard
Christensen, R.	Jenkins	Metzger	Timm
Eagles	Johnson, H.	Miedema	Wagner
Garnas	Kloubec	Murphy	Wilkie
Hausauer, A.	Larson	Olin	Winkjer

Hausauer, L.	Lee	Peterson	Mr. Speaker
Hentges			

Absent and not voting:

Hensrud	Mertens	Tweten	Weber
Kingsbury	Solberg		

So Sections 2 and 3 of House Bill No. 1439 lost for want of a constitutional majority.

Rep. Dornacker moved that the rules be suspended, and that House Bill No. 1439 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

The question then was on the final passage of House Bill No. 1439, including Section 1 previously adopted, and excluding Sections 2 and 3 which lost.

ROLL CALL

The roll was called and there were ayes, 88; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Poyzer
Austin	Haugland	Laske	Rau
Backes	Hausauer, A.	Laughlin	Raymond
Backlin	Hendrickson	Lee	Reimers
Bassingthwaite	Hentges	Leibhan	Rivinius
Bridston	Herman	Linderman	Royse
Christensen, H.	Hickle	Livingston	Rued
Christensen, R.	Hildebrand	Lodoen	Schindler
Dick	Hilleboe	Lundene	Solberg
Dornacker	Jacob	McGauvran	Stoltenow
Dotzenrod	Jacobson	Marsden	Stone
Eagles	Jaeger	Martinson	Streibel
Erickson	Jenkins	Matheny	Strinden
Fleming	Johnson, H.	Mertens	Thorsgard
Freborg	Johnson, K.	Meyer	Tinjum
Froeber	Kermott	Miedema	Vander Vorst
Gackle	Kloubec	Murphy	Wagner
Ganser	Knudson	Nermyr	Watkins
Gengler	Kretschmar	Olin	Wilkie
Gronneberg	LaGrave	Olson	Winge
Grubb	Lang	Opedahl	Winkjer
Gunderson	Langley	Orange	Mr. Speaker

Those voting in the negative were:

Garnas	Peterson	Rundle	Timm
Hausauer, L.	Rice	Scotfield	Welder
Metzger			

Absent and not voting:

Berg	Kingsbury	Tweten	Weber
Hensrud			

So House Bill No. 1439 passed, including Section 1 previously adopted, and excluding Sections 2 and 3.

Speaker Bunker ruled that House Bill No. 1439 passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1439 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1445. A Bill for an Act requiring that all accident and sickness insurance provide maternity benefits for unmarried policyholders and the minor dependents of policyholders with dependent or family coverage, and that such insurance have

optional coverage, from the date of birth, for the children of unmarried women policyholders.

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, 47; nays, 46; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Grubb	LaGrave	Opedahl
Austin	Gunderson	Lang	Orange
Backes	Haugland	Langley	Rau
Backlin	Hausauer, A.	Laughlin	Raymond
Bridston	Herman	Lee	Royse
Dick	Hildebrand	Linderman	Strinden
Dotzenrod	Hilleboe	Livingston	Tinjum
Eagles	Jacob	Lundene	Wagner
Fleming	Jacobson	Martinson	Wilkie
Garnas	Johnson, H.	Mertens	Winge
Gengler	Knudson	Metzger	Winkjer
Gronneberg	Kretschmar	Murphy	

Those voting in the negative were:

Bassingthwaite	Jenkins	Meyer	Schindler
Christensen, H.	Johnson, K.	Miedema	Scotfield
Dornacker	Kermott	Nermyr	Stoltenow
Erickson	Kingsbury	Olin	Stone
Freborg	Kloubec	Olson	Streibel
Froeber	Larson	Peterson	Thorsgard
Gackle	Laske	Poyzer	Timm
Ganser	Leibhan	Reimers	Tweten
Hartl	Lodoen	Rice	Watkins
Hentges	McGauvran	Rued	Welder
Hickle	Marsden	Rundle	Mr. Speaker
Jaeger	Matheny		

Absent and not voting:

Berg	Hendrickson	Rivinius	Vander Vorst
Christensen, R.	Hensrud	Solberg	Weber
Hausauer, L.			

So the bill lost for want of a constitutional majority.

House Bill No. 1475. A Bill for an Act relating to probate of decedent's estates, and authorizing creation of the office of county probate counsel, setting forth his powers and duties, setting maximum attorneys' fees in certain cases, and to amend and reenact subsection 1 of section 30-17-01, the initial paragraph of section 30-17-05, and sections 30-20-03 and 30-20-04 of the North Dakota Century Code, relating to the compensation of executors and administrators, fees charged for services rendered to executors or administrators, and to the size of estate which may be subject to summary probate 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, 48; nays, 51; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Gengler	Laske	Rau
Backes	Gronneberg	Laughlin	Rice
Bassingthwaite	Grubb	Linderman	Rivinius
Berg	Gunderson	Livingston	Rued
Christensen, H.	Hickle	Lundene	Rundle
Dick	Jacobson	McGauvran	Schindler
Dornacker	Johnson, H.	Matheny	Solberg

Dotzenrod	Johnson, K.	Metzger	Stone
Erickson	Kingsbury	Meyer	Streibel
Fleming	Knudson	Miedema	Tinjum
Freborg	Langley	Opedahl	Wilkie
Ganser	Larson	Poyzer	Winge

Those voting in the negative were:

Atkinson	Hentges	Leibhan	Scotfield
Backlin	Herman	Lodoen	Stoltenow
Bridston	Hildebrand	Marsden	Strinden
Christensen, R.	Hilleboe	Martinson	Thorsgard
Eagles	Jacob	Mertens	Timm
Froeber	Jaeger	Murphy	Tweten
Gackle	Jenkins	Nermyr	Vander Vorst
Garnas	Kermott	Olin	Wagner
Hartl	Kloubec	Olson	Watkins
Haugland	Kretschmar	Orange	Welder
Hausauer, A.	LaGrave	Peterson	Winkjer
Hausauer, L.	Lang	Raymond	Mr. Speaker
Hendrickson	Lee	Royce	

Absent and not voting:

Hensrud	Reimers	Weber
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So the bill lost.

House Bill No. 1489. A Bill for an Act to amend and reenact sections 61-16-22 and 61-16-23 of the 1971 Supplement to the North Dakota Century Code relating to the financing of special improvements in water management 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, 97; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Backes	Hentges	Linderman	Royce
Backlin	Herman	Livingston	Rued
Bassingthwaite	Hickle	Lodoen	Rundle
Berg	Hildebrand	Lundene	Schindler
Bridston	Hilleboe	McGauvran	Scotfield
Christensen, H.	Jacob	Marsden	Solberg
Christensen, R.	Jacobson	Martinson	Stoltenow
Dick	Jaeger	Matheny	Stone
Dotzenrod	Jenkins	Mertens	Streibel
Eagles	Johnson, H.	Metzger	Strinden
Erickson	Johnson, K.	Meyer	Thorsgard
Fleming	Kermott	Miedema	Timm
Freborg	Kingsbury	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Gackle	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gronneberg	Lang	Orange	Welder
Grubb	Langley	Peterson	Wilkie
Gunderson	Larson	Poyzer	Winge
Hartl	Laske	Rau	Winkjer
Haugland	Laughlin	Raymond	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Dornacker	Hensrud	Reimers	Weber
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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. 1489 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1495. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 and subsection 5 of section 11-16-05 of the North Dakota Century Code, relating to providing that the position of state's attorney in a county of over eighteen thousand population be a full-time position, the restrictions on the powers of state's attorneys, increasing the salaries of county officials, 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, 92; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rau
Austin	Hausauer, A.	Lee	Raymond
Backes	Hausauer, L.	Leibhan	Reimers
Backlin	Hendrickson	Linderman	Rice
Bassingthwaite	Hentges	Livingston	Rivinius
Berg	Herman	Lodoen	Royse
Bridston	Hickle	Lundene	Rued
Christensen, H.	Hildebrand	McGauvran	Rundle
Christensen, R.	Hilleboe	Marsden	Schindler
Dick	Jacob	Martinson	Scofield
Dornacker	Jacobson	Matheny	Stoltenow
Dotzenrod	Jenkins	Mertens	Stone
Eagles	Johnson, H.	Metzger	Streibel
Erickson	Johnson, K.	Meyer	Strinden
Fleming	Kermott	Miedema	Timm
Freborg	Kingsbury	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Gackle	Knudson	Olin	Wagner
Ganser	Kretschmar	Olson	Watkins
Garnas	LaGrave	Opedahl	Welder
Gengler	Lang	Orange	Winge
Gronneberg	Langley	Peterson	Winkjer
Hartl	Larson	Poyzer	Mr. Speaker

Those voting in the negative were:

Grubb	Jaeger	Solberg	Vander Vorst
Gunderson	Laughlin	Thorsgard	Wilkie

Absent and not voting:

Hensrud Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1495 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1508. A Bill for an Act to give cities and counties authority to grant partial property tax exemptions for new and improved commercial buildings and structures.

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, 11.

Those voting in the affirmative were:

Atkinson	Hendrickson	Linderman	Rued
Austin	Hentges	Livingston	Rundle
Backlin	Herman	Lodoen	Schindler

Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Kermott	Miedema	Timm
Fleming	Kloubec	Nermyr	Tinjum
Freborg	Knudson	Olin	Tweten
Froeber	Kretschmar	Opedahl	Vander Vorst
Gackle	LaGrave	Orange	Wagner
Ganser	Lang	Poyzer	Watkins
Garnas	Langley	Rau	Wilkie
Gengler	Larson	Reimers	Winge
Gronneberg	Laske	Rice	Winkjer
Gunderson	Laughlin	Royse	Mr. Speaker
Hausauer, A.	Leibhan		

Those voting in the negative were:

Bassingthwaite	Hausauer, L.	McGauvran	Olson
Berg	Jaeger	Meyer	Stoltenow
Dotzenrod	Kingsbury	Murphy	Welder
Hartl			

Absent and not voting:

Backes	Hensrud	Lee	Rivinius
Grubb	Jacobson	Peterson	Weber
Haugland	Johnson, K.	Raymond	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1508 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. 3002. A Concurrent Resolution proposing an amendment to section 7 of the Constitution of the state of North Dakota, relating to the size of trial juries and the number of jurors required to render a decision in civil and criminal cases, and providing an effective date.

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, 8; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Hentges	Leibhan	Rivinius
Austin	Herman	Linderman	Rued
Backes	Hickle	Lodoen	Rundle
Backlin	Hildebrand	Lundene	Schindler
Bassingthwaite	Hilleboe	McGauvran	Scofield
Berg	Jacob	Marsden	Solberg
Bridston	Jacobson	Martinson	Stone
Christensen, H.	Jaeger	Matheny	Streibel
Christensen, R.	Jenkins	Mertens	Strinden
Dick	Johnson, H.	Meyer	Thorsgard
Dornacker	Johnson, K.	Miedema	Timm
Dotzenrod	Kermott	Murphy	Tinjum
Eagles	Kingsbury	Nermyr	Tweten
Erickson	Kloubec	Olin	Vander Vorst
Fleming	Knudson	Olin	Wagner
Freborg	Kretschmar	Opedahl	Watkins
Froeber	LaGrave	Orange	Welder
Gackle	Lang	Peterson	Wilkie
Ganser	Langley	Poyzer	Winge

Garnas	Larson	Rau	Winkjer
Gengler	Laske	Reimers	Mr. Speaker
Hendrickson			

Those voting in the negative were:

Grubb	Hausauer, A.	Laughlin	Royse
Gunderson	Hausauer, L.	Rice	Stoltenow

Absent and not voting:

Gronneberg	Hensrud	Livingston	Raymond
Hartl	Lee	Metzger	Weber
Haugland			

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3002 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Speaker Bunker called Rep. Peterson to the rostrum to preside.

SECOND READING OF HOUSE BILLS

House Bill No. 1007. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof of the state of North Dakota and which are under the supervision of the director of institutions.

Which has been read.

Rep. Reimers requested unanimous consent to amend House Bill No. 1007, which request was granted.

Rep. Reimers moved that House Bill No. 1007 be amended as follows:

On page 5 of the engrossed bill, in line 2, delete the numeral "2,881,123" and insert in lieu thereof the numeral "2,881,023"

Which motion prevailed.

Rep. Reimers moved that the rules be suspended, that House Bill No. 1007 be deemed properly re-engrossed, placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1007. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof of the state of North Dakota and which are under the supervision of the director of institutions.

Which has been read.

Speaker Bunker returned to the rostrum to preside.

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, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Linderman	Rivinius
Austin	Hausauer, L.	Livingston	Royse
Backes	Hendrickson	Lodoen	Rued
Backlin	Hentges	Lundene	Rundle
Bassingthwaite	Herman	McGauvran	Schindler
Berg	Hickle	Marsden	Scofield
Bridston	Hillebrand	Matheny	Solberg
Christensen, H.	Hilleboe	Mertens	Stoltenow
Christensen, R.	Jacob	Metzger	Stone
Dick	Jacobson	Meyer	Streibel
Dornacker	Jenkins	Miedema	Strinden
Dotzenrod	Johnson, H.	Murphy	Thorsgard
Eagles	Johnson, K.	Nermyr	Timm
Erickson	Kermott	Olin	Tinjum
Fleming	Kingsbury	Olson	Twetén

Freborg	Kloubec	Opedahl	Vander Vorst
Froeber	Knudson	Orange	Wagner
Gackle	Kretschmar	Peterson	Watkins
Ganser	LaGrave	Poyzer	Welder
Garnas	Lang	Rau	Wilkie
Gengler	Langley	Raymond	Winge
Gronneberg	Larson	Reimers	Winkjer
Hartl	Laughlin	Rice	Mr. Speaker
Haugland	Lee		

Those voting in the negative were:

Gunderson Jaeger

Absent and not voting:

Grubb Laske Martinson Weber
Hensrud Leibhan

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1007 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1359. A Bill for an Act to create provisions allowing courts to enjoin or restrain strikes by agricultural employees during the harvest season and to provide compulsory mediation of these labor disputes; and to amend and reenact section 34-08-14 of the North Dakota Century Code, relating to the mediation powers of the labor 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, 37; nays, 62; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Grubb	Matheny	Strinden
Backes	Gunderson	Nermyr	Thorsgard
Berg	Hartl	Olson	Timm
Christensen, H.	Lang	Poyzer	Tweten
Dick	Langley	Rau	Vander Vorst
Dornacker	Laske	Rivinius	Watkins
Dotzenrod	Lee	Schindler	Welder
Erickson	McGauvran	Stoltenow	Winge
Fleming	Marsden	Stone	Winkjer
Garnas			

Those voting in the negative were:

Austin	Herman	Larson	Orange
Backlin	Hickle	Laughlin	Peterson
Bassingthwaite	Hildebrand	Leibhan	Raymond
Bridston	Hilleboe	Linderman	Reimers
Christensen, R.	Jacob	Livingston	Rice
Eagles	Jacobson	Lodoen	Royce
Freborg	Jaeger	Lundene	Rued
Froeber	Jenkins	Martinson	Rundle
Gackle	Johnson, H.	Mertens	Scofield
Ganser	Johnson, K.	Metzger	Solberg
Gengler	Kermott	Meyer	Streibel
Gronneberg	Kingsbury	Miedema	Tinjum
Haugland	Kloubec	Murphy	Wagner
Hausauer, L.	Knudson	Olin	Wilkie
Hendrickson	Kretschmar	Opedahl	Mr. Speaker
Hentges	LaGrave		

Absent and not voting:

Hausauer, A. Hensrud Weber

So the bill lost.

House Bill No. 1437. A Bill for an Act to amend and reenact subsection 7 of section 54-44.1-07 of the North Dakota Century Code, relating to drafts of appropriations acts.

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, 99; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Leibhan	Rivinius
Backes	Hausauer, L.	Linderman	Royse
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Grubb	Larson	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin	Reimers	

Absent and not voting:

Hensrud	Lang	Weber
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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. 1437 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1049. A Bill for an Act to provide for membership in the public employees' retirement system for supreme and district court judges; to provide for the gradual discontinuance of the present judges' retirement program; to create and enact subsection 13 of section 54-52-01 and section 54-52-06.1 of the North Dakota Century Code, relating to the public employees' retirement system and the amount of a judge's contribution and matching contribution thereto; to amend and reenact subsection 3 of section 27-17-01, relating to judicial retirement salary; to amend and reenact subsections 2 and 12 of section 5452-01 and sections 54-52-02, 54-52-05, 54-52-06, 54-52-10, 54-52-11, and 54-52-13 of the North Dakota Century Code, relating to public employees' retirement system; to provide a statement of legislative intent; and providing 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, 87; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rau
Austin	Hausauer, L.	Lee	Reimers

Backlin	Hendrickson	Linderman	Rice
Bassingthwaite	Hentges	Livingston	Rivinius
Berg	Herman	Lodoen	Rued
Bridston	Hickle	Lundene	Rundle
Christensen, H.	Hilleboe	McGauvran	Schindler
Christensen, R.	Jacob	Marsden	Scotfield
Dick	Jaeger	Martinson	Solberg
Dotzenrod	Jenkins	Matheny	Stoltenow
Erickson	Johnson, H.	Metzger	Streibel
Freborg	Johnson, K.	Meyer	Strinden
Froeber	Kermott	Miedema	Thorsgard
Gackle	Kingsbury	Murphy	Tweten
Ganser	Kloubec	Nermyr	Wagner
Garnas	Knudson	Olin	Watkins
Gengler	Lang	Opedahl	Welder
Gronneberg	Langley	Orange	Wilkie
Gunderson	Larson	Peterson	Winge
Hartl	Laske	Poyzer	Mr. Speaker
Haugland			

Those voting in the negative were:

Backes	Hildebrand	Mertens	Timm
Dornacker	Jacobson	Olson	Tinjum
Eagles	Kretschmar	Raymond	Vander Vorst
Fleming	LaGrave	Royse	Winkjer
Grubb	Leibhan	Stone	

Absent and not voting:
Hensrud Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1049 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations 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 1, line 11, delete the sum "\$2,400,000.00" and insert in lieu thereof the sum "1,600,000.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Passage of House Bill No. 1353 eliminated the need for one-third of the appropriation in House Bill No. 1399.

REP. REIMERS, Chairman

Rep. Opedahl moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Streibel moved that the rules be suspended and that the amendments to House Bill No. 1399 be considered, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Opedahl has moved that the amendments to House Bill No. 1399 as recommended by the Committee on Appropriations be adopted, which motion prevailed.

MOTION

Rep. Streibel moved that the rules be suspended and that House Bill No. 1399 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1399. A Bill for an Act making an appropriation for personal property tax revenue replacement if certain real prop-

erty assessments and taxes are invalidated, 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, 98; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Reimers
Austin	Hausauer, L.	Leibhan	Rice
Backes	Hendrickson	Linderman	Rivinius
Backlin	Hentges	Livingston	Royse
Bassingthwaite	Herman	Lodoen	Rued
Berg	Hickle	Lundene	Rundle
Bridston	Hildebrand	McGauvran	Schindler
Christensen, H.	Hilleboe	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Solberg
Dick	Jacobson	Matheny	Stoltenow
Dornacker	Jaeger	Mertens	Stone
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Thorsgard
Fleming	Kermott	Murphy	Timm
Freborg	Kingsbury	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Grubb	Larson	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin		

Those voting in the negative were:

Hausauer, A. Wagner

Absent and not voting:

Hensrud 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. 1399 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 2092 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. Garnas 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. 2100 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Winkjer 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. 2128 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. 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. 2154 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. Timm 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. 2162 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice 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 Senate Bill No. 2163 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. Langley 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. 2194 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Winkjer 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. 2199 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Lee 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. 2280 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Rice 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 House Bill No. 1337 was passed, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1337. A Bill for an Act to amend and reenact section 54-06-14 of the North Dakota Century Code, relating to annual leave and sick pay for state employees, and providing that an employee terminated from state employment through no fault of his own be paid for accumulated sick leave.

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, 17; nays, 79; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Kingsbury	Welder
Austin	Hentges	Lee	Wilkie
Backlin	Jacobson	Meyer	Winge
Fleming	Jaeger	Scotfield	Winkjer
Gunderson			

Those voting in the negative were:

Backes	Haugland	Leibhan	Raymond
Bassingthwaite	Hausauer, L.	Linderman	Reimers
Berg	Hendrickson	Lodoen	Rice
Bridston	Herman	Lundene	Rivinius
Christensen, H.	Hickle	McGauvran	Royse
Christensen, R.	Hildebrand	Marsden	Rued
Dick	Hilleboe	Martinson	Schindler
Dornacker	Jacob	Matheny	Solberg
Dotzenrod	Jenkins	Mertens	Stoltenow
Eagles	Johnson, H.	Metzger	Stone
Erickson	Johnson, K.	Miedema	Streibel
Freborg	Kermott	Murphy	Strinden
Froeber	Kloubec	Nermyr	Thorsgard
Gackle	Kretschmar	Olin	Timm
Ganser	LaGrave	Olson	Tinjum
Garnas	Lang	Opedahl	Tweten
Gengler	Langley	Orange	Vander Vorst
Gronneberg	Larson	Peterson	Watkins
Grubb	Laske	Poyzer	Mr. Speaker
Hartl	Laughlin	Rau	

Absent and not voting:

Hensrud	Livingston	Wagner	Weber
Knudson	Rundle		

So the bill lost.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2114

On which the Senate has adopted the Conference Committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2010

Senate Bill No. 2227

Senate Bill No. 2283

Senate Bill No. 2297

Senate Bill No. 2305

Senate Bill No. 2310

Senate Bill No. 2334

Senate Bill No. 2343

Senate Bill No. 2392

Senate Bill No. 2394

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2001

Senate Bill No. 2096

Senate Bill No. 2116

Senate Bill No. 2224

Senate Bill No. 2293

Senate Bill No. 2335

Senate Bill No. 2367

Senate Bill No. 2415

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2016

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 Bill No. 2016

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2016

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration requested on:

House Bill No. 1003

House Bill No. 1006

House Bill No. 1009

House Bill No. 1026

House Bill No. 1254

House Bill No. 1290

House Bill No. 1350

House Bill No. 1390

House Bill No. 1453

House Bill No. 1455

House Bill No. 1460

House Bill No. 1469

House Bill No. 1514

House Concurrent Resolution No. 3053

House Concurrent Resolution No. 3055

House Concurrent Resolution No. 3058

House Concurrent Resolution No. 3060

House Concurrent Resolution No. 3061

House Concurrent Resolution No. 3062

House Concurrent Resolution No. 3064

House Concurrent Resolution No. 3073

House Concurrent Resolution No. 3079

House Concurrent Resolution No. 3083

House Concurrent Resolution No. 3084

House Concurrent Resolution No. 3085

House Concurrent Resolution No. 3086

House Concurrent Resolution No. 3087

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Concurrent Resolution No. 4061

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1001

House Bill No. 1002
 House Bill No. 1007
 House Bill No. 1040
 House Bill No. 1049
 House Bill No. 1050
 House Bill No. 1090
 House Bill No. 1151
 House Bill No. 1200
 House Bill No. 1314
 House Bill No. 1317
 House Bill No. 1353
 House Bill No. 1399
 House Bill No. 1400
 House Bill No. 1437
 House Bill No. 1439
 House Bill No. 1489
 House Bill No. 1495
 House Bill No. 1508
 House Concurrent Resolution No. 3002

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on

House Bill No. 1015
 House Bill No. 1135
 House Bill No. 1199
 House Bill No. 1205
 House Bill No. 1226
 House Bill No. 1304
 House Bill No. 1377
 House Bill No. 1404
 House Bill No. 1462
 House Bill No. 1474
 House Concurrent Resolution No. 3017
 House Concurrent Resolution No. 3040
 House Concurrent Resolution No. 3044

ROY GILBREATH, Chief Clerk

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. 2077. A Bill for an Act to provide protection of news sources and information from disclosure except under certain circumstances.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2115. A Bill for an Act to create a state occupational safety and health law administered by the workmen's compensation bureau; to amend and reenact sections 65-02-05 and 65-08-02 of the North Dakota Century Code, relating to office space for the bureau, and reciprocity in extraterritorial application of compensation acts; and to repeal section 65-01-07, chapter 65-03, subdivision c of subsection 1 of section 65-04-27.1 and chapter 65-11 of the North Dakota Century Code, relating to employers' records of employee injuries, prevention of injuries, procedures for injunctive relief, the safety engineer; and providing a penalty.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2178. A Bill for an Act to amend and reenact section 25-04-03 of the North Dakota Century Code, relating to the qualifications of superintendent of Grafton state school.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2180. A Bill for an Act to amend and reenact section 25-05-02 of the North Dakota Century Code, relating to the qualifications of the superintendent of San Haven state hospital.

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 sections 11-19-18 and 23-06-03 of the North Dakota Century Code, relating to duty of burial of deceased persons and disposition of bodies by coroners.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Bill No. 2282. A Bill for an Act to amend and reenact section 65-05-05 of the North Dakota Century Code, relating to workmen's compensation coverage for coal miners who are disabled and to dependents of coal miners who have died as a result of pneumoconiosis; and to provide such benefits as required by the Federal Coal Mine Health and Safety Act of 1969 and amendments thereto.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senate Bill No. 2286. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to salaries paid to judges of county courts of increased jurisdiction and raising such salaries.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 2318. A Bill for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the property tax exemption for farm structures and improvements.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2324. A Bill for an Act to create and enact a new section to chapter 57-56 of the North Dakota Century Code to provide for a separate and additional tax on the sale of jet aviation motor fuel used by aircraft.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2330. A Bill for an Act to provide an appropriation to the state soil conservation committee for the purpose of employing soil scientists for the completion of a soils survey of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2344. A Bill for an Act to amend and reenact section 25-09-04 of the North Dakota Century Code, relating to liability of relatives for expenses of care and treatment of patients of the state hospital, state school, and San Haven state hospital.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2362. A Bill for an Act to amend and reenact section 24-09-08.1 of the North Dakota Century Code, relative to highway fund and increasing amount to be expended therefrom.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2384. A Bill for an Act to amend and reenact subsection 5 of section 40-49-12 of the North Dakota Century Code, to increase the maximum compensation payable to a clerk of a park district.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2393. A Bill for an Act to amend and reenact Section 46-05-03 of the North Dakota Century Code relating to the fees to be paid for the publication of legal notices.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2400. A Bill for an Act to provide for a severance tax upon coal; to provide procedures for the imposition, collection, and administration of such tax; to provide for a trust fund and for the allocation of the interest from such fund to counties and for distribution to schools; and to provide a penalty.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 2401. A Bill for an Act expressing the intent of the forty-third legislative assembly regarding medical education, authorizing the state board of higher education to enter into intra-state and interstate medical education contracts, directing review of such contracts by a legislative council committee, and declaring an emergency.

Which was read the first time and referred to the Committee on Education.

Senate Concurrent Resolution No. 4012. A concurrent resolution urging that public agencies and private individuals cooperate with the North Dakota Geological Survey by furnishing data from lignite test holes.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Concurrent Resolution No. 4016. A concurrent resolution urging the North Dakota Board of Higher Education to authorize veterans attending a state college, university, or technical or vocational school on the GI Bill to pay their tuition and fees on an installment basis.

Which was read the first time and referred to the Committee on Veterans Affairs.

Senate Concurrent Resolution No. 4017. A concurrent resolution urging the Board of Higher Education of the State of North Dakota to require that married veterans be given priority for openings as they occur in married housing at state colleges, universities, and technical and vocational schools.

Which was read the first time and referred to the Committee on Veterans Affairs.

Senate Concurrent Resolution No. 4020. A concurrent resolution requesting the Office of the Executive Budget to develop a plan and to begin converting all state agency and institution budgets to a program budgeting basis, and to direct the State Departments of Health, Social Services, and Vocational Rehabilitation, and the State Industrial School to continue program budgeting.

Which was read the first time and referred to the Committee on Appropriations.

Senate Concurrent Resolution No. 4025. A Concurrent Resolution urging that officials at all levels of government who have responsibilities for the construction and maintenance of public roads, as well

as private citizens that occupy lands abutting public roads, exert a concentrated effort to improve safety for the traveler.

Which was read the first time and referred to the Committee on Transportation.

Senate Concurrent Resolution No. 4026. A Concurrent Resolution directing the Director of Institutions to conduct a space utilization study and a facility needs and improvement study of the institutions and facilities under his control.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Concurrent Resolution No. 4033. A Concurrent Resolution commending the rural electric and rural telephone cooperatives for their significant and long-standing contributions to the social and economic development of North Dakota by virtue of providing dependable and low cost electric and telephone service to all areas regardless of density and load area factors, and thereby contributing an important and strategic part in the effort to stem the forced migration of rural citizens to urban areas.

Which was read the first time and referred to the Committee on State and Federal Government.

Pursuant to Rep. Streibel's motion, the House stood adjourned.

ROY GILBREATH, Chief Clerk

THIRTY-FOURTH DAY

Bismarck, February 16, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. A. E. Smith, Retired Episcopal Canon, Fargo.

The roll was called, and all members were present except Reps. Hensrud, Livingston, Rundle, Wagner and Weber.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-second day after recess and thirty-third day and recommends that the same be corrected as follows:

On page 744, below the name Livingston on line 43, add the name "Olson"

On page 744, line 57, delete the name "Olson"

On page 745, line 6, delete everything after the word "bill" and insert in lieu thereof the word "lost."

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Backlin moved that the report be adopted, which motion prevailed.

MOTION

Rep. Streibel moved that the Speaker of the House of Representatives of North Dakota extend a special invitation to the members of the House of Representatives in Minnesota to visit the State of North Dakota in 1973, which motion prevailed.

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Monday, February 19, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



THIRTY-FOURTH DAY AFTER RECESS
AND THIRTY-FIFTH DAY

Bismarck, February 19, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2086 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Froeber 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. 2095 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11 of the Engrossed Bill after the word "appointment" add the following: "by election as provided by law"

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 Education to whom was referred Senate Bill No. 2126 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. McGauvran 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. 2127 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. 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. 2136 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Hendrickson 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. 2142 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Timm 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. 2144 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Olin 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. 2192 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. ATKINSON, Chairman

Rep. Winkjer moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2192 was indefinitely postponed.

RECOGNITION

Speaker Bunker 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.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2201 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. A. Hausauer 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. 2249 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 2277 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Watkins 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. 2281 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. 2291 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 Education to whom was referred Senate Bill No. 2321 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Backlin 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. 2331 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 2364 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Kloubec moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2036. A Bill for an Act to provide for the filing of notices relating to buried transmission facilities and to give the owner thereof a civil cause of action in certain cases when these facilities are damaged, 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, 93; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Reimers
Austin	Hausauer, A.	Leibhan	Rivinius
Backlin	Hausauer, L.	Linderman	Royse
Bassingthwaite	Hendrickson	Livingston	Rued
Berg	Hentges	Lodoen	Rundle
Bridston	Herman	Lundene	Schindler
Christensen, H.	Hickle	McGauvran	Scofield
Christensen, R.	Hildebrand	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jenkins	Matheny	Stone
Dotzenrod	Johnson, H.	Mertens	Streibel
Eagles	Johnson, K.	Meyer	Strinden
Erickson	Kermott	Miedema	Thorsgard
Fleming	Kingsbury	Murphy	Timm
Freborg	Kloubec	Nermyr	Tinjum
Froeber	Knudson	Olin	Tweten
Gackie	Kretschmar	Olson	Vander Vorst
Ganser	LaGrave	Opedahl	Wagner
Garnas	Lang	Orange	Watkins
Gengler	Langley	Peterson	Welder
Gronneberg	Larson	Poyzer	Wilkie
Grubb	Laske	Rau	Winge
Gunderson	Laughlin	Raymond	Mr. Speaker
Hartl			

Those voting in the negative were:

Jaeger	Metzger	Weber
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Absent and not voting:

Backes	Hilleboe	Rice	Winkjer
Hensrud	Jacobson		

So the bill passed and the title was agreed to.

Senate Bill No. 2092. A Bill for an Act to amend and reenact subsection 1 of section 39-04-19 of the North Dakota Century Code, relating to non-resident mile tax in lieu of 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, 91; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Raymond
Austin	Haugland	Lee	Rice
Backes	Hausauer, A.	Leibhan	Rivinius
Backlin	Hausauer, L.	Linderman	Royse
Bassingthwaite	Hendrickson	Livingston	Rued
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Solberg
Christensen, H.	Hickle	McGauvran	Stone
Christensen, R.	Hildebrand	Marsden	Streibel
Dick	Hilleboe	Martinson	Strinden
Dornacker	Jacob	Matheny	Thorsgard
Dotzenrod	Jenkins	Mertens	Timm
Eagles	Johnson, H.	Metzger	Tinjum
Fleming	Johnson, K.	Meyer	Tweten
Freborg	Kermott	Miedema	Vander Vorst
Froeber	Kingsbury	Murphy	Wagner
Gackle	Kloubec	Nermyr	Watkins
Ganser	Knudson	Olin	Weber
Garnas	Kretschmar	Olson	Welder
Gengler	LaGrave	Opedahl	Wilkie
Gronneberg	Lang	Orange	Winge
Grubb	Langley	Peterson	Mr. Speaker
Gunderson	Larson	Rau	

Those voting in the negative were:

Erickson	Laske	Reimers	Scofield
Jaeger	Poyzer	Rundle	Stoltenow

Absent and not voting:

Hensrud	Jacobson	Winkjer
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So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that the Committee Report on Senate Concurrent Resolution No. 4022 be heard at a time certain, the time certain to be Thursday, February 22, 1973 at 4:00 p.m., which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2100. A Bill for an Act to amend and reenact section 61-02-12 of the North Dakota Century Code, relating to the compensation and expenses of the appointive members of 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, 92; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson	Rice
Austin	Hartl	Laske	Rivinius
Backes	Haugland	Laughlin	Royse
Backlin	Hausauer, A.	Lee	Rundle
Bassingthwaite	Hausauer, L.	Linderman	Schindler
Berg	Hendrickson	Livingston	Scofield
Bridston	Hentges	Lodoen	Solberg
Christensen, H.	Herman	Lundene	Stoltenow
Christensen, R.	Hickle	McGauvran	Stone
Dick	Hildebrand	Marsden	Streibel
Dornacker	Hilleboe	Martinson	Strinden
Dotzenrod	Jacob	Mertens	Thorsgard

Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Murphy	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Mr. Speaker

Those voting in the negative were:

Leibhan	Matheny	Nermyr	Rued
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Absent and not voting:

Hensrud	Jaeger	Reimers	Winkjer
Jacobson	Olin		

So the bill passed and the title was agreed to.

Senate Bill No. 2102. A Bill for an Act to amend and reenact section 65-05-26 of the North Dakota Century Code to provide an increase in burial expenses.

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, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Royse
Backlin	Hausauer, L.	Leibhan	Rued
Bassingthwaite	Hendrickson	Linderman	Rundle
Berg	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Scofield
Christensen, H.	Hickle	Lundene	Solberg
Christensen, R.	Hildebrand	McGauvran	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Weber
Gengler	Lang	Poyzer	Welder
Gronneberg	Langley	Rau	Wilkie
Gunderson	Larson	Raymond	Winge
Hartl	Laske	Reimers	Mr. Speaker

Those voting in the negative were:

Grubb	Kingsbury	Marsden	Nermyr
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Absent and not voting:

Austin	Jacobson	Rivinius	Winkjer
Hensrud	Olin		

So the bill passed and the titled was agreed to.

Senate Bill No. 2103. A Bill for an Act to amend and reenact section 65-04-15 of the North Dakota Century Code to include the Secretary of 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, 95; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Backes	Hausauer, A.	Leibhan	Royse
Backlin	Hausauer, L.	Linderman	Rued
Bassingthwaite	Hendrickson	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freborg	Kingsbury	Murphy	Tweten
Froeber	Kloubec	Nermyr	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin	Reimers	

Those voting in the negative were:

Jaeger

Absent and not voting:

Austin	Jacobson	Rivinius	Winkjer
Hensrud	Olin		

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. 2114 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Senator Jones
 Senator Iszler
 Senator Barth

For the House:

Rep. Olson
 Rep. Gronneberg
 Rep. H. Christensen

Rep. Olson moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2001. A Bill for an Act making an appropriation for defraying expenses of the state institutions of higher learning of the state of North Dakota.

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 defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 2096. A Bill for an Act to create and enact subsections 10, 11, and 12 of section 15-65-03 of the North Dakota Century Code, relating to powers and duties of the North Dakota educational broadcasting council; and to repeal section 15-65-04 of the North Dakota Century Code relating to prohibitions placed on the North Dakota educational broadcasting council; and providing an appropriation.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2116. A Bill for an Act to create a personnel division within the department of accounts and purchases to provide for the classification of employment positions and the development of a compensation plan, and providing an appropriation.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2224. A Bill for an Act to require a statement for a certificate or declaration of full consideration with certain deeds filed for record in the office of the county register of deeds; and providing for a penalty.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2227. A Bill for an Act relating to and defining abandoned severed mineral interests, providing methods for same to be taken into the custody of the state, for its sale, for an administrator, for a penalty, and providing an appropriation.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2283. A Bill for an Act to provide for the creation of a North Dakota student financial assistance program, and providing an appropriation.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2293. A Bill for an Act to establish a state board of assessing officials, providing for the establishing, conducting, reviewing, supervising, coordinating or approving courses in assessment practices, and establishing criteria for determining qualifications of assessors and county directors of tax equalization; and providing for an appropriation.

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 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.

Which was read the first time and referred to the Committee on Natural Resources.

Senate Bill No. 2305. A Bill for an Act to amend and reenact subsections 1 and 7 of section 54-52.1-01 and sections 54-52.1-02, 54-52.1-03, 54-52.1-04, 54-52.1-06, and 54-52.1-09 of the North Dakota Century Code, relating to the uniform group insurance program and membership therein for county employees.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2310. A Bill for an Act to create the North Dakota post-secondary education commission and to repeal sections 15-10-29, 15-10-30, 15-10-31 and 15-10-32 of the North Dakota Century Code.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2334. A Bill for an Act to amend and reenact sections 15-18-07 and 15-18-08 of the North Dakota Century Code, relating to state aid to educational centers.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 2335. A Bill for an Act to provide for the salary of the clerk of the district court; and to amend and reenact sub-

sections 1 and 2 of section 11-10-10 and section 11-15-03.1 of the North Dakota Century Code, relating to the compensation of sheriffs and other elected county officials.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 2343. A Bill for an Act to create and enact chapter 47-20.1 of the North Dakota Century Code, relating to landmarks, land surveying and corner recording; to repeal chapter 47-20 of the North Dakota Century Code; and providing an effective date; and providing a penalty.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2367. A Bill for an Act to provide for continuing legislative concern for redress of citizens' governmental grievances and complaints through a special committee of the legislative council.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 2392. A Bill for an Act to amend and reenact subsections 17, 25, 26, 27, and 28 of section 1, and subsections 17, 25, 26, 27, and 28 of section 3, as contained in House Bill No. 1042, as approved by the forty-third legislative assembly, relating to state legislative apportionment.

Which was read the first time and referred to the Committee on Joint Committee on Reapportionment.

Senate Bill No. 2394. A Bill for an Act to amend and reenact subsections 35 and 37 of section 1, and subsections 35 and 37 of section 3, as contained in House Bill No. 1042, as approved by the forty-third legislative assembly, relating to state legislative apportionment.

Which was read the first time and referred to the Committee on Joint Committee on Reapportionment.

Senate Bill No. 2415. A Bill for an Act to amend and reenact sections 54-17.1-02 and 54-17.1-03 of the North Dakota Century Code, relating to a second issue of Vietnam veterans' bonus bonds, and providing appropriations for the expense of issuing the bonds and the administration of the bonus.

Which was read the first time and referred to the Committee on Appropriation.

Senate Concurrent Resolution No. 4063. A Concurrent Resolution providing for the completion of the legislative journals of the senate and house.

Which was read the first time.

MOTION

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 4063 be not printed as a bill, not referred to a committee, but printed in the Journal and laid over one legislative day, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4063

Introduced by Senators Litten and Nasset

- 1 A concurrent resolution providing for the completion of the
- 2 legislative journals of the senate and house.

3

- 4 WHEREAS, after termination of the Forty-third Legislative
- 5 Assembly a complete record with index of the senate and house
- 6 journals must be prepared;

- 7 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE
- 8 OF THE STATE OF NORTH DAKOTA, THE HOUSE OF
- 9 REPRESENTATIVES CONCURRING THEREIN:

- 10 That Leo Leidholm, Secretary of the Senate, and Roy

11 Gilbreath, Chief Clerk of the House, are hereby authorized and
 12 employed to compare and index the journals of the Forty-third
 13 Legislative Assembly, and the said Leo Leidholm and Roy
 14 Gilbreath 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 Leo Leidholm and Roy Gilbreath, as above set forth, there
 20 shall be allowed the sum of \$1,500.00 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 Leo Leidholm and Roy Gilbreath showing completion of such
 24a work.

SECOND READING OF SENATE BILLS

Senate Bill No. 2104. A Bill for an Act to amend and reenact sections 65-05-12 and 65-05-13 of the North Dakota Century Code, providing for weekly compensation in the amount of forty dollars.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Leibhan	Rivinius
Backes	Hausauer, L.	Linderman	Royse
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scotfield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin	Reimers	

Absent and not voting:

Hensrud Jacobson Winkjer

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that Senate Bill No. 2111 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2112. A Bill for an Act to amend and reenact section 65-05-09 of the North Dakota Century Code, providing for a weekly compensation equal to sixty percent of the average weekly wage.

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, 3; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Leibhan	Rivinius
Backes	Hausauer, L.	Linderman	Royse
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Martinson	Solberg
Christensen, R.	Hilleboe	Matheny	Stoltenow
Dick	Jacob	Mertens	Stone
Dornacker	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Thorsgard
Erickson	Kermott	Murphy	Tinjum
Fleming	Kingsbury	Nermyr	Tweten
Freborg	Kloubec	Olin	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Welder
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin	Reimers	

Those voting in the negative were:

Grubb	Jaeger	Marsden
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Absent and not voting:

Hensrud	Jacobson	Timm	Winkjer
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So the bill passed and the title was agreed to.

Senate Bill No. 2118. A Bill for an Act to amend and reenact section 16-07-09 of the North Dakota Century Code, relating to notification by the county auditor to the governor when a vacancy occurs in the office of a member of the legislative assembly.

Which has been 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, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Reimers
Austin	Hausauer, A.	Leibhan	Rice
Backes	Hausauer, L.	Linderman	Rivinius
Backlin	Hendrickson	Livingston	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hildebrand	Marsden	Scofield
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber

Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin		

Absent and not voting:

Hensrud	Jacobson	Solberg	Winkjer
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So the bill passed and the title was agreed to.

Senate Bill No. 2124. A Bill for an Act to amend and reenact section 16-08-02 and subsection 4 of section 16-11-04 of the North Dakota Century Code, relating to voting instructions on no-party and general election 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, 98; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Leibhan	Rivinius
Backes	Hausauer, L.	Linderman	Royse
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Reimers	Mr. Speaker
Hartl	Laughlin		

Absent and not voting:

Hensrud	Jacobson	Raymond	Winkjer
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So the bill passed and the title was agreed to.

Senate Bill No. 2128. A Bill for an Act to create and enact sections 39-04-54 and 39-04-55 of the North Dakota Century Code, and to repeal sections 39-05-10 and 39-05-12 of the North Dakota Century Code, relating to the registration of motor vehicles; 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle

Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olson	Vander Vorst
Ganser	Knudson	Opedahl	Wagner
Garnas	Kretschmar	Orange	Watkins
Gengler	LaGrave	Peterson	Weber
Gronneberg	Lang	Poyzer	Welder
Grubb	Langley	Rau	Wilkie
Gunderson	Larson	Raymond	Winge
Harti	Laske	Reimers	Mr. Speaker
Absent and not voting:			
Dornacker	Jacobson	Olin	Winkjer
Hensrud	Martinson		

So the bill passed and the title was agreed to.

Senate Bill No. 2154. A Bill for an Act to amend and reenact subdivision a of subsection 2 of section 39-04-19 of the North Dakota Century Code, relating to registration of motor buses.

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, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Matheny	Stoltenow
Dornacker	Jaeger	Mertens	Stone
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Thorsgard
Fleming	Kermott	Murphy	Timm
Freborg	Kingsbury	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Mr. Speaker
Harti			
Absent and not voting:			
Hensrud	Martinson	Wagner	Winkjer
Jacobson			

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-FIFTH DAY

Bismarck, February 19, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. Harold Vold, Pastor, Sharon Lutheran Church, Grand Forks.

Roll was called, and all members were present except Reps. Hensrud, Jacobson, Martinson and Winkjer.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-third day after recess and thirty-fourth day and recommends that the same be corrected as follows:

Page 776, line 9, following the word "property" insert the following "; and declaring an emergency"

Page 776, line 51, delete the numeral "1339" and insert in lieu thereof the numeral "1399"

Page 788, line 39, following the word "to" insert the following: "; and the emergency clause was declared carried."

Page 792, delete line 32

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Tinjum moved that the report be adopted, which motion prevailed.

**PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA**

Executive Office
Bismarck

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on February 14, 1973, I signed House Bills:

- House Bill No. 1025
- House Bill No. 1059
- House Bill No. 1082

Sincerely yours,
ARTHUR A. LINK
Governor

SECOND READING OF SENATE BILLS

Senate Bill No. 2162. A Bill for an Act to amend and reenact section 39-18-01 of the North Dakota Century Code, relating to licensing of mobile home dealers.

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, 5.

Those voting in the affirmative were:

Austin	Haugland	Linderman	Rivinius
Backes	Hausauer, A.	Livingston	Rued
Backlin	Hausauer, L.	Lodoen	Rundle
Bassingthwaite	Hendrickson	Lundene	Schindler

Berg	Hentges	McGauvran	Scotfield
Bridston	Herman	Marsden	Solberg
Christensen, H.	Hickle	Martinson	Stoltenow
Christensen, R.	Hildebrand	Matheny	Stone
Dick	Hilleboe	Mertens	Streibel
Dornacker	Jacob	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Kermott	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Tweten
Freborg	Knudson	Olin	Vander Vorst
Froeber	Kretschmar	Olson	Wagner
Gackle	LaGrave	Opedahl	Watkins
Ganser	Lang	Orange	Weber
Garnas	Larson	Peterson	Welder
Gengler	Laske	Poyzer	Wilkie
Gronneberg	Laughlin	Raymond	Winge
Gunderson	Lee	Reimers	Mr. Speaker
Hartl	Leibhan	Rice	

Those voting in the negative were:

Grubb	Johnson, K.	Rau	Royse
Jaeger	Langley		

Absent and not voting:

Atkinson	Jacobson	Kingsbury	Winkjer
Hensrud			

So the bill passed and the title was agreed to.

Senate Bill No. 2163. A Bill for an Act to amend and reenact section 39-18-03 of the North Dakota Century Code, relating to the registration period for mobile homes, house trailers and travel trailers 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, 83; nays, 15; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Gunderson	Leibhan	Royse
Austin	Haugland	Linderman	Rued
Backes	Hausauer, L.	Livingston	Schindler
Backlin	Hendrickson	Lodoen	Scotfield
Bassingthwaite	Hentges	McGauvran	Solberg
Berg	Herman	Marsden	Stoltenow
Bridston	Hildebrand	Martinson	Stone
Christensen, H.	Hilleboe	Matheny	Streibel
Christensen, R.	Jacob	Mertens	Strinden
Dick	Jenkins	Miedema	Thorsgard
Dotzenrod	Kermott	Murphy	Timm
Eagles	Kloubec	Nermyr	Tinjum
Erickson	Knudson	Olson	Tweten
Fleming	Kretschmar	Opedahl	Vander Vorst
Froeber	LaGrave	Orange	Wagner
Gackle	Lang	Peterson	Watkins
Ganser	Langley	Poyzer	Weber
Garnas	Larson	Rau	Wilkie
Gengler	Laske	Raymond	Winge
Gronneberg	Laughlin	Reimers	Mr. Speaker
Grubb	Lee	Rice	

Those voting in the negative were:

Dornacker	Hickle	Lundene	Rivinius
Freborg	Jaeger	Metzger	Rundle
Hartl	Johnson, H.	Meyer	Welder
Hausauer, A.	Johnson, K.	Olin	

Absent and not voting:

Hensrud Jacobson Kingsbury Winkjer

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2164. A Bill for an Act to amend and reenact section 12-44-15 of the North Dakota Century Code, relating to sheriffs' annual jail report.

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, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rice
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Hilleboe	Martinson	Solberg
Christensen, R.	Jacob	Matheny	Stoltenow
Dick	Jaeger	Mertens	Stone
Dornacker	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Thorsgard
Erickson	Kermott	Murphy	Timm
Fleming	Kloubec	Nermyr	Tinjum
Freborg	Knudson	Olin	Tweten
Froeber	Kretschmar	Olson	Vander Vorst
Gackle	LaGrave	Opedahl	Wagner
Ganser	Lang	Orange	Watkins
Garnas	Langley	Peterson	Weber
Gengler	Larson	Poyzer	Welder
Gronneberg	Laske	Rau	Wilkie
Grubb	Laughlin	Raymond	Winge
Gunderson	Lee	Reimers	Mr. Speaker
Hartl			

Absent and not voting:

Haugland Jacobson Kingsbury Winkjer

So the bill passed and the title was agreed to.

Senate Bill No. 2172. A Bill for an Act to amend and reenact section 25-05-01 of the North Dakota Century Code, relating to the administrative placement of the San Haven state hospital as a division of the Grafton state school.

Which has been 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, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rice
Austin	Hausauer, A.	Linderman	Rivinius
Backes	Hausauer, L.	Livingston	Royse
Backlin	Hendrickson	Lodoen	Rued
Bassingthwaite	Hentges	Lundene	Rundle
Berg	Herman	McGauvran	Schindler
Bridston	Hickle	Marsden	Scofield
Christensen, H.	Hildebrand	Martinson	Solberg
Christensen, R.	Hilleboe	Matheny	Stoltenow
Dick	Jacob	Mertens	Stone
Dornacker	Jaeger	Metzger	Streibel

Dotzenrod	Jenkins	Meyer	Strinden
Eagles	Johnson, H.	Miedema	Thorsgard
Erickson	Johnson, K.	Murphy	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Langley	Poyzer	Welder
Gronneberg	Larson	Rau	Wilkie
Grubb	Laske	Raymond	Winge
Gunderson	Laughlin	Reimers	Mr. Speaker
Hartl	Lee		

Absent and not voting:

Hensrud	Jacobson	Kingsbury	Winkjer
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So the bill passed and the title was agreed to.

Senate Bill No. 2182. A Bill for an Act to provide penalties for harrassing or willfully frightening domestic animals.

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, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rice
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Hilleboe	Martinson	Solberg
Christensen, R.	Jacob	Matheny	Stoltenow
Dick	Jaeger	Mertens	Stone
Dornacker	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Thorsgard
Erickson	Kermott	Murphy	Timm
Fleming	Kloubec	Nermyr	Tinjum
Freborg	Knudson	Olin	Tweten
Froeber	Kretschmar	Olson	Vander Vorst
Gackle	LaGrave	Opedahl	Wagner
Ganser	Lang	Orange	Watkins
Garnas	Langley	Peterson	Weber
Gengler	Larson	Poyzer	Welder
Gronneberg	Laske	Rau	Wilkie
Grubb	Laughlin	Raymond	Winge
Gunderson	Lee	Reimers	Mr. Speaker
Haugland			

Those voting in the negative were:

Hartl

Absent and not voting:

Hensrud	Jacobson	Kingsbury	Winkjer
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So the bill passed and the title was agreed to.

Senate Bill No. 2194. A Bill for an Act to amend and reenact section 20.1-05-06 of the North Dakota Century Code as contained in section 12 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the color of garments worn by big game hunters.

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, 18; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rau
Austin	Hausauer, L.	Laughlin	Raymond
Backlin	Hendrickson	Lee	Reimers
Bassingthwaite	Hentges	Linderman	Rivinius
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	Lundene	Stoltenow
Christensen, R.	Hilleboe	Marsden	Stone
Dick	Jacob	Martinson	Streibel
Dotzenrod	Jenkins	Matheny	Strinden
Eagles	Johnson, H.	Mertens	Tinjum
Erickson	Johnson, K.	Metzger	Tweten
Fleming	Kermott	Miedema	Vander Vorst
Froeber	Kloubec	Nermyr	Wagner
Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Olson	Weber
Gengler	LaGrave	Opedahl	Wilkie
Gronneberg	Lang	Orange	Winge
Gunderson	Langley	Peterson	Mr. Speaker
Hartl	Larson	Poyzer	

Those voting in the negative were:

Backes	Hausauer, A.	Rice	Solberg
Dornacker	Jaeger	Royse	Thorsgard
Freborg	McGauvran	Rundle	Timm
Gackle	Meyer	Scofield	Welder
Grubb	Murphy		

Absent and not voting:

Hensrud	Kingsbury	Leibhan	Winkjer
Jacobson			

So the bill passed and the title was agreed to.

Senate Bill No. 2199. A Bill for an Act to create and enact a new subsection to section 20.1-01-02 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the definition of rare and endangered animals; and to create and enact a new subsection to section 20.1-02-05 of the North Dakota Century Code as contained in section 9 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to powers of the commissioner.

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, 7.

Those voting in the affirmative were:

Austin	Haugland	Linderman	Royse
Backes	Hausauer, A.	Livingston	Rued
Backlin	Hendrickson	Lodoen	Rundle
Bassingthwaite	Hentges	Lundene	Schindler
Berg	Herman	Marsden	Scofield
Bridston	Hickle	Martinson	Solberg
Christensen, H.	Hildebrand	Matheny	Stoltenow
Christensen, R.	Hilleboe	Mertens	Stone
Dick	Jacob	Metzger	Streibel
Dornacker	Jenkins	Meyer	Strinden
Dotzenrod	Johnson, H.	Miedema	Thorsgard
Eagles	Johnson, K.	Nermyr	Timm
Erickson	Kermott	Olin	Tinjum

Fleming	Kloubec	Olson	Tweten
Freborg	Knudson	Opedahl	Vander Vorst
Froeber	Kretschmar	Orange	Wagner
Ganser	LaGrave	Peterson	Watkins
Garnas	Lang	Poyzer	Weber
Gengler	Langley	Rau	Welder
Gronneberg	Larson	Raymond	Wilkie
Grubb	Laske	Reimers	Winge
Gunderson	Laughlin	Rice	Mr. Speaker
Hartl	Lee	Rivinius	

Those voting in the negative were:

Gackle	Jaeger	McGauvran	Murphy
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Absent and not voting:

Atkinson	Hensrud	Kingsbury	Winkjer
Hausauer, L.	Jacobson	Leibhan	

So the bill passed and the title was agreed to.

Senate Bill No. 2200. A Bill for an Act to amend and reenact subsection 10 of section 20.1-01-02 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the definition of harmful wild birds.

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, 7.

Those voting in the affirmative were:

Austin	Hartl	Laughlin	Rice
Backes	Haugland	Lee	Royse
Backlin	Hausauer, A.	Linderman	Rued
Bassingthwaite	Hendrickson	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kloubec	Olin	Vander Vorst
Froeber	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Raymond	Winge
Gunderson	Laske	Reimers	Mr. Speaker

Those voting in the negative were:

Gackle	Mertens	Rau	Thorsgard
Jaeger	Murphy	Rivinius	

Absent and not voting:

Atkinson	Hensrud	Kingsbury	Winkjer
Hausauer, L.	Jacobson	Leibhan	

So the bill passed and the title was agreed to.

Senate Bill No. 2232. A Bill for an Act to amend and reenact section 4-22-17 of the North Dakota Century Code, relating to the filing of the nominating petition of a candidate for the office of soil conservation district supervisor.

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, 8.

Those voting in the affirmative were:

Austin	Hausauer, A.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse
Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, R.	Hilleboe	Martinson	Solberg
Dick	Jacob	Matheny	Stoltenow
Dornacker	Jaeger	Mertens	Stone
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Thorsgard
Fleming	Kermott	Murphy	Timm
Freborg	Kloubec	Nermyr	Tinjum
Froeber	Knudson	Olson	Tweten
Gackle	Kretschmar	Opedahl	Vander Vorst
Ganser	LaGrave	Orange	Wagner
Garnas	Lang	Peterson	Watkins
Gengler	Langley	Poyzer	Weber
Gronneberg	Larson	Rau	Welder
Grubb	Laske	Raymond	Wilkie
Gunderson	Laughlin	Reimers	Winge
Hartl	Lee	Rice	Mr. Speaker
Haugland			

Those voting in the negative were:

Lundene

Absent and not voting:

Atkinson	Hausauer, L.	Jacobson	Olin
Christensen, H.	Hensrud	Kingsbury	Winkjer

So the bill passed and the title was agreed to.

Senate Bill No. 2235. A Bill for an Act to amend and reenact section 58-06-02, 58-07-01, and 58-08-01 of the North Dakota Century Code, relating to compensation of township supervisors, clerks, and treasurers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 15; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Gunderson	Lee	Rice
Austin	Hartl	Linderman	Rivinius
Backes	Haugland	Livingston	Rued
Berg	Hausauer, L.	Lodoen	Schindler
Bridston	Hendrickson	Lundene	Scofield
Christensen, H.	Hentges	Martinson	Solberg
Christensen, R.	Herman	Matheny	Stoltenow
Dick	Hildebrand	Mertens	Stone
Dornacker	Hilleboe	Metzger	Streibel
Dotzenrod	Jacob	Meyer	Strinden
Eagles	Jenkins	Miedema	Thorsgard
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Olin	Tweten
Freborg	Kermott	Olson	Vander Vorst
Froeber	Knudson	Opedahl	Wagner
Gackle	Kretschmar	Orange	Watkins
Ganser	LaGrave	Peterson	Weber
Garnas	Langley	Poyzer	Wilkie

Gengler	Larson	Rau	Winge
Gronneberg	Laske	Raymond	Mr. Speaker
Grubb	Laughlin		

Those voting in the negative were:

Bassingthwaite	Kloubec	Marsden	Rundle
Hausauer, A.	Lang	Nermyr	Timm
Hickle	Leibhan	Reimers	Welder
Jaeger	McGauvran	Royse	

Absent and not voting:

Backlin	Jacobson	Kingsbury	Winkjer
Hensrud			

So the bill passed and the title was agreed to.

Senate Bill No. 2280. A Bill for an Act to amend and reenact subsection 9 of section 57-40.3-01 of the North Dakota Century Code, to provide for the inclusion of certain motor vehicles used in the business of a dealer within the definition of trade-in for purposes of determining the purchase price for excise 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, 95; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rice
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Hilleboe	Martinson	Solberg
Christensen, R.	Jacob	Matheny	Stone
Dick	Jaeger	Mertens	Streibel
Dornacker	Jenkins	Metzger	Strinden
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Tweten
Freborg	Knudson	Olin	Vander Vorst
Gackle	Kretschmar	Olson	Wagner
Ganser	LaGrave	Opedahl	Watkins
Garnas	Lang	Orange	Weber
Gengler	Langley	Peterson	Welder
Gronneberg	Larson	Poyzer	Wilkie
Grubb	Laske	Rau	Winge
Gunderson	Laughlin	Raymond	Mr. Speaker
Hartl	Lee	Reimers	

Absent and not voting:

Froeber	Hensrud	Kingsbury	Winkjer
Hausauer, A.	Jacobson	Stollenow	

So the bill passed and the title was agreed to.

Senate Bill No. 2322. A Bill for an Act to repeal sections 4-01-17, 18-08-05, and 18-08-06 of the North Dakota Century Code, relating to regulations governing control of the European corn borer, and setting fires for the destruction of grasshoppers.

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, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Reimers
Austin	Hausauer, A.	Leibhan	Rice

Backes	Hausauer, L.	Linderman	Rivinius
Backlin	Hendrickson	Livingston	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Bridston	Herman	Lundene	Rundle
Christensen, H.	Hickle	McGauvran	Schindler
Christensen, R.	Hildebrand	Marsden	Scofield
Dick	Hilleboe	Martinson	Solberg
Dornacker	Jacob	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Gackle	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gengler	Lang	Orange	Weber
Gronneberg	Langley	Peterson	Welder
Grubb	Larson	Poyzer	Wilkie
Gunderson	Laske	Rau	Winge
Hartl	Laughlin	Raymond	Mr. Speaker
Absent and not voting:			
Berg	Jacobson	Stoltenow	Winkjer
Hensrud	Kingsbury		

So the bill passed and the title was agreed to.

Senate Bill No. 2336. A Bill for an Act to amend and reenact subsection 1 of section 15-03-04 and section 15-03-07 of the North Dakota Century Code, relating to investments and farm loans made by 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, 95; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Leibhan	Rivinius
Backes	Hausauer, L.	Linderman	Royse
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin	Reimers	

Those voting in the negative were:

Grubb	Murphy	Welder	
Absent and not voting:			
Hensrud	Jacobson	Kingsbury	Winkjer

So the bill passed and the title was agreed to.

Senate Bill No. 2382. A Bill for an Act to amend and reenact section 27-11-11 of the North Dakota Century Code, relating to compensation of members of the state bar 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, 96; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hartl	Leibhan	Rice
Austin	Haugland	Linderman	Rivinius
Backes	Hausauer, A.	Livingston	Royse
Backlin	Hausauer, L.	Lodoen	Rued
Bassingthwaite	Hendrickson	Lundene	Rundle
Berg	Hentges	McGauvran	Schindler
Bridston	Herman	Marsden	Scofield
Christensen, H.	Hickle	Martinson	Solberg
Christensen, R.	Hildebrand	Matheny	Stoltenow
Dick	Hilleboe	Mertens	Stone
Dornacker	Jacob	Metzger	Streibel
Dotzenrod	Jenkins	Meyer	Strinden
Eagles	Johnson, H.	Miedema	Thorsgard
Erickson	Johnson, K.	Murphy	Timm
Fleming	Kermott	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Freborg	Knudson	Olsen	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Larson	Poyzer	Welder
Gronneberg	Laske	Rau	Wilkie
Grubb	Laughlin	Raymond	Winge
Gunderson	Lee	Reimers	Mr. Speaker

Those voting in the negative were:

Jaeger

Absent and not voting:

Hensrud	Kingsbury	Langley	Winkjer
Jacobson			

So the bill passed and the title was agreed to.

Senate Bill No. 2403. A Bill for an Act to amend and reenact 40-21-05 of the North Dakota Century Code, relating to compensation of inspectors, judges, and clerks at municipal elections.

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, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rice
Austin	Hausauer, A.	Linderman	Rivinius
Backes	Hausauer, L.	Livingston	Royse
Backlin	Hendrickson	Lodoen	Rued
Bassingthwaite	Hentges	Lundene	Rundle
Berg	Herman	McGauvran	Schindler
Bridston	Hickle	Marsden	Scofield
Christensen, H.	Hildebrand	Martinson	Solberg
Christensen, R.	Hilleboe	Matheny	Stoltenow
Dick	Jacob	Mertens	Stone
Dornacker	Jaeger	Metzger	Streibel
Dotzenrod	Jenkins	Meyer	Strinden

Eagles	Johnson, H.	Miedema	Thorsgard
Erickson	Johnson, K.	Murphy	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Larson	Poyzer	Welder
Gronneberg	Laske	Rau	Wilkie
Grubb	Laughlin	Raymond	Winge
Gunderson	Lee	Reimers	Mr. Speaker
Hartl			

Absent and not voting:
 Hensrud Kingsbury Langley Winkjer
 Jacobson

So the bill passed and the title was agreed to.

Senate Bill No. 2406. A Bill for an Act to amend and reenact section 50-09-21 of the North Dakota Century Code, relating to county reimbursement liability in aid to dependent children cases.

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, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rice
Backes	Hausauer, A.	Linderman	Rivinius
Backlin	Hausauer, L.	Livingston	Royse
Bassingthwaite	Hendrickson	Lodoen	Rued
Berg	Hentges	Lundene	Rundle
Bridston	Herman	McGauvran	Schindler
Christensen, H.	Hickle	Marsden	Scofield
Christensen, R.	Hildebrand	Martinson	Solberg
Dick	Hilleboe	Matheny	Stoltenow
Dornacker	Jacob	Mertens	Stone
Dotzenrod	Jaeger	Metzger	Streibel
Eagles	Jenkins	Meyer	Strinden
Erickson	Johnson, H.	Miedema	Thorsgard
Fleming	Johnson, K.	Murphy	Timm
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Wagner
Garnas	LaGrave	Orange	Watkins
Gengler	Lang	Peterson	Weber
Gronneberg	Larson	Poyzer	Welder
Grubb	Laske	Rau	Wilkie
Gunderson	Laughlin	Raymond	Winge
Hartl	Lee	Reimers	Mr. Speaker

Absent and not voting:
 Austin Jacobson Langley Winkjer
 Hensrud Kingsbury

So the bill passed and the title was agreed to.

Senate Bill No. 2111. A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, changing the amount of weekly compensation for death claims.

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, 4; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Livingston	Rivinius
Backes	Hausauer, A.	Lodoen	Royse
Backlin	Hausauer, L.	Lundene	Rued
Bassingthwaite	Hendrickson	McGauvran	Rundle
Berg	Herman	Marsden	Schindler
Bridston	Hickle	Martinson	Scofield
Christensen, H.	Hildebrand	Matheny	Solberg
Christensen, R.	Hilleboe	Mertens	Stoltenow
Dick	Jacob	Metzger	Stone
Dornacker	Johnson, H.	Meyer	Streibel
Dotzenrod	Johnson, K.	Miedema	Strinden
Eagles	Kermott	Murphy	Thorsgard
Erickson	Knudson	Nermyr	Timm
Fleming	Kretschmar	Olin	Tinjum
Freborg	LaGrave	Olson	Tweten
Froeber	Lang	Opedahl	Vander Vorst
Gackle	Langley	Orange	Wagner
Ganser	Larson	Peterson	Watkins
Garnas	Laske	Poyzer	Weber
Gengler	Laughlin	Rau	Welder
Gronneberg	Lee	Raymond	Wilkie
Grubb	Leibhan	Reimers	Winge
Gunderson	Linderman	Rice	Mr. Speaker
Hartl			

Those voting in the negative were:

Hentges	Jaeger	Jenkins	Kloubec
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Absent and not voting:

Austin	Jacobson	Kingsbury	Winkjer
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So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1127

House Bill No. 1162

House Bill No. 1193

House Bill No. 1203

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1127

On page 1, line 22 delete the semicolon and the word "and" and insert in lieu thereof a period

On page 1, delete all of lines 23 and 24

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1162

On page 2, line 17, insert triple parentheses around the word "of" and insert in lieu thereof the words "and physically living in"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1193

On page 1, line 22, after "institutions" insert "or their designated representatives"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1203

On page 1, line 1, after the word "to", insert the words "amend and reenact section 36-15-21 of the North Dakota Century Code, and to"; delete the word "sections" and insert in lieu thereof the word "section"; and delete the word and numerals "and 36-15-21"

On page 1, line 3, after the word "calves", insert the following:
 "and providing a penalty"

On page 1, line 8, after the word and numeral "SECTION 1.", insert the following: "AMENDMENT.) Section 36-15-21 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

36-15-21. CALFHOOD VACCINATION AGAINST BRUCELLOSIS REQUIRED — PENALTY.) No person shall bring into this state any female dairy cattle (((over eight months of age))) or any female beef cattle (((over twelve months of age))) for dairy or breeding purposes within this state that have not been officially calfhood vaccinated against brucellosis (((; nor shall he acquire within this state, except by his own raising, any female dairy cattle over eight months of age or any female beef cattle over twelve months of age born after January 1, 1963, for dairy breeding purposes within this state, that have not been officially calfhood vaccinated against brucellosis))). "Officially calfhood vaccinated" shall mean a bovine female animal vaccinated against brucellosis (((while from four through eight months of age, if a dairy breed, or from four to twelve months, if a beef breed,))) under the supervision of a federal or state veterinary official **within age limits prescribed by the North Dakota livestock sanitary board in compliance with USDA recommended uniform methods and rules**, with a vaccine approved by the North Dakota state veterinarian, and permanently identified as such a vaccinate and reported at the time of vaccination to the appropriate state or federal agency cooperating in the eradication of brucellosis. However, the board in its discretion (((, and only in extenuating circumstances,))) may grant a hearing to any person under such rules and regulations as the board may prescribe, as to whether or not an exception should be made to the provisions of this section. An appeal may be taken from the decision of the board under the provisions of chapter 28-32. Any person who shall bring into this state or acquire within this state any cattle contrary to the provisions of this section, shall be guilty of a misdemeanor and shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, or by imprisonment in the county jail for not more than ninety days, or by both such fine and imprisonment.

SECTION 2."

On page 1, line 8, delete the word "Sections" and insert in lieu thereof the word "Section", and delete the word and numerals "and 36-15-21"

On page 1, line 9, delete the word "are" and insert in lieu thereof the word "is"

And renumber the pages, sections, and lines accordingly.

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1096

House Bill No. 1222

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1033

House Bill No. 1077

House Bill No. 1078

House Bill No. 1079

House Bill No. 1091

House Bill No. 1093

House Bill No. 1097

House Bill No. 1110
House Bill No. 1111
House Bill No. 1125
House Bill No. 1146
House Bill No. 1147
House Bill No. 1154
House Bill No. 1155
House Bill No. 1169
House Bill No. 1188
House Bill No. 1216

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Tuesday, February 20, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

**THIRTY-FIFTH DAY AFTER RECESS
AND THIRTY-SIXTH DAY**

Bismarck, February 20, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

SIXTH ORDER OF BUSINESS

Rep. Lundene moved that the amendments to Senate Bill No. 2095 as recommended by the Committee on Judiciary as printed on page 797 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2086. A Bill for an Act to create and enact subsection 13 to section 15-10-17 of the North Dakota Century Code, granting the state board of higher education power to establish an alternate retirement program.

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, 1; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson,	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Backes	Hentges	Linderman	Royse
Bassingthwaite	Herman	Livingston	Rued
Berg	Hickle	Lodoen	Rundle
Bridston	Hildebrand	McGauvran	Schindler
Christensen, H.	Hilleboe	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Solberg
Dornacker	Jacobson	Matheny	Stoltenow
Dotzenrod	Jaeger	Mertens	Stone
Eagles	Jenkins	Metzger	Streibel
Erickson	Johnson, H.	Meyer	Strinden
Fleming	Johnson, K.	Miedema	Thorsgard
Freborg	Kermott	Murphy	Timm
Froeber	Kingsbury	Nermyr	Tinjum
Gackle	Kloubec	Olin	Tweten
Ganser	Knudson	Olson	Vander Vorst
Garnas	Kretschmar	Opedahl	Wagner
Gengler	LaGrave	Orange	Watkins
Gronneberg	Lang	Peterson	Weber
Gunderson	Langley	Poyzer	Welder
Hartl	Larson	Rau	Wilkie
Haugland	Laske	Raymond	Winge
Hausauer, A.	Laughlin	Reimers	Mr. Speaker

Those voting in the negative were:

Dick

Absent and not voting:

Backlin	Hensrud	Lundene	Winkjer
Grubb			

So the bill passed and the title was agreed to.

Senate Bill No. 2114. A Bill for an Act to provide that the alteration of odometers or other mileage recorders is a misdemeanor, 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, 95; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dornacker	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Gunderson	Larson	Raymond	Mr. Speaker
Hartl	Laske	Reimers	

Absent and not voting:

Grubb	Hilleboe	Peterson	Winkjer
Hensrud	Lundene	Weber	

So the bill passed and the title was agreed to.

Senate Bill No. 2126. A Bill for an Act to amend and reenact section 15-21-01 of the North Dakota Century Code, relating to term of office of superintendent 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, 96; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard

Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Poyzer	Welder
Gronneberg	Langley	Rau	Wilkie
Gunderson	Larson	Raymond	Winge
Hartl	Laske	Reimers	Mr. Speaker

Those voting in the negative were:
Jaeger

Absent and not voting:

Grubb	Lundene	Peterson	Winkjer
Hensrud			

So the bill passed and the title was agreed to.

Senate Bill No. 2127. A Bill for an Act to amend and reenact subsection 1 of section 15-34.1-03 of the North Dakota Century Code, relating to 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, 94; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jenkins	Metzger	Thorsgard
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Poyzer	Welder
Gengler	Lang	Rau	Wilkie
Gronneberg	Langley	Raymond	Winge
Gunderson	Larson	Reimers	Mr. Speaker
Hartl	Laske		

Those voting in the negative were:

Jaeger	Murphy
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Absent and not voting:

Grubb	Lundene	Scotfield	Winkjer
Hensrud	Peterson		

So the bill passed and the title was agreed to.

Senate Bill No. 2136. A Bill for an Act to repeal chapter 197 of the 1969 Session Laws of North Dakota, relating to adoption of the quarter system educational term by all institutions 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, 22; nays, 76; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hartl	Jenkins	Stone
Backlin	Hendrickson	Knudson	Strinden
Christensen, H.	Hentges	Larson	Wagner
Eagles	Hillebrand	Rau	Watkins
Froeber	Hilleboe	Raymond	Mr. Speaker
Garnas	Jacob		

Those voting in the negative were:

Austin	Hausauer, L.	Livingston	Rice
Backes	Herman	Lodoen	Rivinius
Bassingthwaite	Hickle	McGauvran	Royse
Berg	Jacobson	Marsden	Rued
Bridston	Jaeger	Martinson	Rundle
Christensen, R.	Johnson, H.	Matheny	Schindler
Dick	Johnson, K.	Mertens	Scotfield
Dornacker	Kermott	Metzger	Solberg
Dotzenrod	Kingsbury	Meyer	Stoltenow
Erickson	Kloubec	Miedema	Streibel
Fleming	Kretschmar	Murphy	Thorsgard
Freborg	LaGrave	Nermyr	Timm
Gackle	Lang	Olin	Tinjum
Ganser	Langley	Olson	Tweten
Gengler	Laske	Opedahl	Vander Vorst
Gronneberg	Laughlin	Orange	Weber
Gunderson	Lee	Peterson	Welder
Haugland	Leibhan	Poyzer	Wilkie
Hausauer, A.	Linderman	Reimers	Winge

Absent and not voting:

Grubb	Husrud	Lundene	Winkjer
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So the bill lost.

Senate Bill No. 2142. A Bill for an Act to amend and reenact section 51-05-13 of the North Dakota Century Code, relative to license applications for auctioneers and renewal 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, 95; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	McGauvran	Scotfield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder

Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Gunderson	Larson	Raymond	Mr. Speaker
Hartl	Laske	Reimers	
Absent and not voting:			
Grubb	Lang	Peterson	Winkjer
Hensrud	Lundene	Wagner	

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

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 do pass.

REP. REIMERS, Chairman

Rep. R. Christensen 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. 2018 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. 2020 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 Judiciary to whom was referred Senate Bill No. 2045 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. LaGrave 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. 2083 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 2089 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15, of the engrossed bill, insert beginning triple parentheses before the word "not", and delete the triple parentheses before and after "five" and also delete the word "eight"

On page 1, line 16, insert ending triple parentheses after the word "claim"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 2090 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 2135 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.

Senate Bill No. 2135 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2158 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.

Rep. Martinson moved a substitute motion that Senate Bill No. 2158 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Miedema to adopt the Committee Report on Senate Bill No. 2158, which motion prevailed.

Senate Bill No. 2158 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2171 has had the same under consideration and recommends that 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 Judiciary to whom was referred Senate Bill No. 2209 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 14, after the words "a vice chairman," insert the following: "a vice chairwoman,"

On page 1, line 21, after the word "chairman," insert the following: "vice chairwoman,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. LaGrave 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. 2244 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 2261 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 Finance and Taxation to whom was referred Senate Bill No. 2307 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. A. Hausauer 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. 2344 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 "twenty-first" and insert the word "eighteenth" in lieu thereof

And renumber the lines 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 Appropriations to whom was referred Senate Bill No. 2360 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. 2387 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 4026 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 Concurrent Resolution No. 4051 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Scofield moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Streibel moved that the House request the return from the Senate House Bill No. 1455, 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

THIRTY-SIXTH DAY

Bismarck, February 20, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Elwyn J. Nissen, Pastor, Leeds Lutheran Church, Leeds, North Dakota.

Roll was called and all members were present except Reps. Grubb, Hensrud, Lundene, Solberg, Thorsgard, Tinjum and Winkjer.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-fourth day after recess and thirty-fifth day and recommends that the same be corrected as follows:

Page 802, delete lines 58, 59 and 60, and insert in lieu thereof the following: "Senate Bill No. 2096. A Bill for an Act to create and enact subsections 10, 11, and 12 of section 15-65-03 of the North Dakota Century Code, relating to powers and duties of the North Dakota educational broadcasting council; and to repeal section 15-65-04 of the North Dakota Century Code relating to prohibitions placed on the North Dakota educational broadcasting council; and providing an appropriation."

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Rued moved that the report be adopted, which motion prevailed.

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to inform you that the House requests the return of House Bill No. 1455.

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 2144. 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 registrar of motor vehicles; 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, 4; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rau
Austin	Haugland	Laughlin	Raymond
Backes	Hausauer, A.	Lee	Reimers
Backlin	Hausauer, L.	Leibhan	Rivinius
Bassingthwaite	Hendrickson	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Timm
Erickson	Johnson, K.	Meyer	Tinjum
Fleming	Kermott	Miedema	Tweten
Freborg	Kingsbury	Murphy	Vander Vorst
Froeber	Kloubec	Nermyr	Wagner
Gackle	Knudson	Olin	Watkins
Ganser	Kretschmar	Olson	Weber
Garnas	LaGrave	Opedahl	Welder
Gengler	Lang	Orange	Wilkie
Gronneberg	Langley	Peterson	Winge
Gunderson	Larson	Poyzer	Mr. Speaker

Those voting in the negative were:

Hentges	Jenkins	Rice	Rundle
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Absent and not voting:

Grubb	Lundene	Thorsgard	Winkjer
Hensrud	Solberg		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2201. 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 sales tax exemption upon the sale of books and school supplies to nonprofit institutions of higher learning.

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, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Raymond
Austin	Hausauer, A.	Laske	Reimers
Backes	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Marsden	Schindler
Christensen, R.	Hilleboe	Martinson	Scofield
Dick	Jacob	Matheny	Stoltenow
Dornacker	Jacobson	Mertens	Stone
Dotzenrod	Jaeger	Metzger	Streibel
Eagles	Jenkins	Meyer	Strinden
Erickson	Johnson, H.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Winge
Hartl	Langley	Rau	Mr. Speaker

Those voting in the negative were:

Freborg	Johnson, K.	McGauvran	Tweten
Gunderson	Laughlin	Poyzer	Wilkie

Absent and not voting:

Grubb	Lundene	Thorsgard	Winkjer
Hensrud	Solberg		

So the bill passed and the title was agreed to.

Senate Bill No. 2249. 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.

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, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Raymond
Austin	Hausauer, A.	Laughlin	Reimers
Backes	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	McGauvran	Schindler
Christensen, R.	Hilleboe	Marsden	Scofield
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst

Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Rau	Mr. Speaker

Absent and not voting:

Grubb	Lundene	Thorsgard	Winkjer
Hensrud	Solberg		

So the bill passed and the title was agreed to.

Senate Bill No. 2277. A Bill for an Act to permit the depositing in school district general funds of moneys accumulated in such districts from tuition levies for now defunct county agricultural and training schools, 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Raymond
Austin	Hausauer, A.	Laughlin	Reimers
Backes	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	McGauvran	Schindler
Christensen, R.	Hilleboe	Marsden	Scotfield
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Rau	Mr. Speaker

Absent and not voting:

Grubb	Lundene	Thorsgard	Winkjer
Hensrud	Solberg		

So the bill passed and the title was agreed to, and the emergency clause carried.

Senate Bill No. 2281. A Bill for an Act to amend and reenact section 57-38-49 and subsections 4 and 5 of section 57-39.2-13 of the North Dakota Century Code, relating to preservation of liens.

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, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Reimers
Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hentges	Linderman	Royse

Bassingthwaite	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	McGauvran	Schindler
Christensen, R.	Hilleboe	Marsden	Scotfield
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Rau	Mr. Speaker
Haugland	Laske	Raymond	

Absent and not voting:

Berg	Hensrud	Solberg	Winkjer
Grubb	Lundene	Thorsgard	

So the bill passed and the title was agreed to.

Senate Bill No. 2291. A Bill for an Act to repeal section 29-05-22 of the North Dakota Century Code, relating to involuntary waivers of preliminary examinations through posting of 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, 94; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Reimers
Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hentges	Linderman	Royse
Bassingthwaite	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	McGauvran	Schindler
Christensen, R.	Hilleboe	Marsden	Scotfield
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Poyzer	Wilkie
Gunderson	Langley	Rau	Winge
Hartl	Larson	Raymond	Mr. Speaker
Haugland	Laske		

Absent and not voting:

Berg	Hensrud	Peterson	Thorsgard
Grubb	Lundene	Solberg	Winkjer

So the bill passed and the title was agreed to.

Senate Bill No. 2321. A Bill for an Act to amend and reenact section 15-29-13 of the North Dakota Century Code, relating to in-

creasing the amount of a school district's incidental revolving 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, 5; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Rau
Austin	Hausauer, A.	Laske	Raymond
Backes	Hausauer, L.	Laughlin	Reimers
Backlin	Hendrickson	Lee	Rice
Bassingthwaite	Hentges	Leibhan	Rivinius
Bridston	Herman	Linderman	Royse
Christensen, H.	Hickle	Livingston	Rued
Christensen, R.	Hildebrand	Lodoen	Schindler
Dick	Hilleboe	McGauvran	Scofield
Dornacker	Jacob	Marsden	Stoltenow
Dotzenrod	Jacobson	Martinson	Stone
Eagles	Jaeger	Matheny	Streibel
Erickson	Jenkins	Mertens	Strinden
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Murphy	Vander Vorst
Gackle	Kloubec	Nermyr	Wagner
Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Olson	Weber
Gengler	LaGrave	Opedahl	Wilkie
Gronneberg	Lang	Orange	Winge
Gunderson	Langley	Poyzer	Mr. Speaker
Hartl			

Those voting in the negative were:

Kingsbury	Rundle	Tweten	Welder
Metzger			

Absent and not voting:

Berg	Hensrud	Peterson	Thorsgard
Grubb	Lundene	Solberg	Winkjer

So the bill passed and the title was agreed to.

Senate Bill No. 2331. A Bill for an Act relating to investments of state banks.

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, 1; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Raymond
Austin	Hausauer, A.	Laughlin	Reimers
Backes	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Murphy	Vander Vorst

Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olin	Watkins
Ganser	Knudson	Olson	Weber
Garnas	Kretschmar	Opedahl	Welder
Gengler	LaGrave	Orange	Wilkie
Gronneberg	Lang	Peterson	Winge
Gunderson	Langley	Poyzer	Mr. Speaker
Hartl	Larson	Rau	

Those voting in the negative were:
Rundle

Absent and not voting:

Grubb	Lundene	Thorsgard	Winkjer
Hensrud	Solberg		

So the bill passed and the title was agreed to.

Senate Bill No. 2364. A Bill for an Act, not applicable to banks and certain other financial businesses, in relation to the definition, licensing, and regulating of the business of selling, issuing or delivering checks, drafts, and money orders as a service or for a fee or other consideration; to provide for the licensing of such business; and to prescribe remedies 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, 95; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royce
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hilleboe	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dornacker	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Murphy	Twetten
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Mr. Speaker
Hartl	Laske	Raymond	

Absent and not voting:

Grubb	Hildebrand	Solberg	Winkjer
Hensrud	Lundene	Thorsgard	

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4063. A Concurrent Resolution providing for the completion of the legislative journals of the senate and house.

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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Reimers
Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Livingston	Rundle
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	McGauyran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Poyzer	Wilkie
Gunderson	Langley	Rau	Winge
Hartl	Larson	Raymond	Mr. Speaker

Absent and not voting:

Grubb	Lundene	Thorsgard	Winkjer
Hensrud	Peterson		

So the Senate Concurrent Resolution was declared adopted.

MOTIONS

Rep. K. Johnson moved that the House concur on the Senate amendments to House Bill No. 1127, and that House Bill No. 1127 be placed on the calendar, which motion prevailed.

Rep. K. Johnson moved that the House concur in the Senate amendments to House Bill No. 1162, and that House Bill No. 1162 be placed on the calendar, which motion prevailed.

Rep. Hilleboe moved that the House not concur on the Senate amendments to House Bill No. 1193, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. K. Johnson moved that the House not concur in the 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.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following to a Conference Committee on House Bill No. 1193:

Rep. Hentges
Rep. Scofield
Rep. Linderman

Speaker Bunker announced the appointment of the following to a Conference Committee on House Bill No. 1203:

Rep. K. Johnson
Rep. Murphy
Rep. Dotzenrod

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has indefinitely postponed:
Senate Bill No. 2192

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2092
Senate Bill No. 2100
Senate Bill No. 2102
Senate Bill No. 2103
Senate Bill No. 2104
Senate Bill No. 2112
Senate Bill No. 2118
Senate Bill No. 2124
Senate Bill No. 2128
Senate Bill No. 2154

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:
Senate Bill No. 2036

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1455
Which the House requested.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1325
House Bill No. 1342
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1023
House Bill No. 1045
House Bill No. 1060
House Bill No. 1069
House Bill No. 1105
House Bill No. 1119
House Bill No. 1126
House Bill No. 1129
House Bill No. 1230
House Bill No. 1236
House Bill No. 1241
House Bill No. 1244
House Bill No. 1270
House Bill No. 1273
House Bill No. 1283
House Bill No. 1285
House Bill No. 1309
House Bill No. 1321
House Bill No. 1329
House Bill No. 1330
House Bill No. 1332
House Bill No. 1367

House Bill No. 1369
 House Bill No. 1397
 House Bill No. 1419
 House Bill No. 1435
 House Bill No. 1449
 House Bill No. 1450
 House Concurrent Resolution No. 3019
 Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1058
 House Bill No. 1122
 House Bill No. 1180
 House Bill No. 1265
 House Bill No. 1284
 House Bill No. 1433

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO
 HOUSE BILL No. 1058

On page 1, line 13, after the word "States" insert beginning triple parentheses before the comma and after the comma delete the beginning triple parentheses

On page 1, line 14, after the word "one" delete the ending triple parentheses, delete the word "eighteen", and after the comma insert ending triple parentheses

On page 1, after line 15, insert the following: "b. Is not at least eighteen years old;"

On page 1, line 16, insert triple parentheses around the letter "b." and insert in lieu thereof "c."

On page 1, line 18, insert triple parentheses around the letter "c." and insert in lieu thereof "d."

On page 2, line 1, insert triple parentheses around the letter "d." and insert in lieu thereof "e."

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO
 HOUSE BILL No. 1122

On page 1, line 21, after the ending triple parentheses delete the word "one" and insert in lieu thereof "three"

On page 1, line 23, after the ending triple parentheses delete the word "one" and insert in lieu thereof "three"

On page 1, line 21, delete the word "year" and insert in lieu thereof the word "years"

On page 1, line 23, delete the word "year" and insert in lieu thereof the word "years"

PROPOSED AMENDMENTS TO
 ENGROSSED HOUSE BILL No. 1180

On page 1, line 6, delete the second word "and"

On page 1, line 9, after the word "name" and before the period insert a semicolon and the words: "; and declaring an emergency"

On page 3, after line 5, insert the following new section:

"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 renumber the lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1265

On page 1, line 14, after "exceeding" insert triple parentheses around the word "ten" and insert in lieu thereof "twenty-five"
Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1284

On page 1, line 11, after the second word "plats" insert a comma
On page 1, line 12, after the period delete the remainder of the line

On page 1, line 13, delete "made by sending copies of such documents to the county auditor"

And renumber the lines accordingly.

PROPOSED AMENDMENT TO
HOUSE BILL No. 1433

On page 1, line 13, after the word "service" insert "on school premises"

Renumber the lines accordingly.

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on:
Senate Bill No. 2114

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bills:

House Bill No. 1127
House Bill No. 1162
House Bill No. 1180

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 1193 and the Speaker has appointed as a conference committee to act with a like committee from the Senate:

Rep. Hentges
Rep. Scofield
Rep. Linderman

ROY GILBREATH, Chief Clerk

House Chamber

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:

Rep. K. Johnson
Rep. Murphy
Rep. Dotzenrod

ROY GILBREATH, Chief Clerk

Rep. Knudson moved that the House concur with the Senate amendments to House Bill No. 1180, and that House Bill No. 1180 be placed on the calendar, which motion prevailed.

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Wednesday, February 21, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



THIRTY-SIXTH DAY AFTER RECESS
AND THIRTY-SEVENTH DAY

Bismarck, February 21, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MOTIONS

Rep. Rau moved that the House reconsider its action by which it adopted the Committee Report to indefinitely postpone Senate Bill No. 2158, which motion prevailed.

Rep. Streibel moved that Senate Bill No. 2158 be placed on the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2158. A Bill for an Act providing for an appropriation to match federal funds available for the constructing, furnishing, and equipping of North Dakota national guard air ambulance facilities.

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, 28; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Rivinius
Austin	Hausauer, A.	Laske	Royse
Backes	Hausauer, L.	Laughlin	Rued
Backlin	Hendrickson	Linderman	Schindler
Berg	Hentges	Livingston	Solberg
Christensen, R.	Herman	Lodoen	Stoltenow
Dick	Hickle	Martinson	Stone
Dornacker	Hildebrand	Mertens	Streibel
Dotzenrod	Hilleboe	Metzger	Strinden
Eagles	Jacobson	Meyer	Timm
Erickson	Johnson, H.	Olin	Tinjum
Gackle	Johnson, K.	Opedahl	Vander Vorst
Ganser	Kermott	Orange	Wagner
Garnas	Knudson	Peterson	Watkins
Gengler	Kretschmar	Poyzer	Weber
Gronneberg	LaGrave	Rau	Wilkie
Gunderson	Lang	Raymond	Winge
Hartl	Langley	Reimers	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Jacob	McGauvran	Rice
Bridston	Jaeger	Marsden	Rundle
Christensen, H.	Jenkins	Matheny	Scofield
Fleming	Kingsbury	Miedema	Thorsgard
Freborg	Kloubec	Murphy	Tweten
Froeber	Lee	Nermyr	Welder

Grubb Leibhan Olson Winkjer

Absent and not voting:

Hensrud Lundene

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 the have examined the following bills:

House Bill No. 1042

And find the same correctly certificated.

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 the certification by which House Bill No. 1042 was passed over the Governor's veto.

And the Speaker signed the same in the presence of the House of Representatives.

SIXTH ORDER OF BUSINESS

Rep. Lodoen has moved that the amendments to Senate Bill No. 2089 as recommended by the Committee on Industry, Business and Labor as printed on page 827 of the House Journal be adopted, which motion prevailed.

Rep. LaGrave has moved that the amendments to Senate Bill No. 2209 as recommended by the Committee on Judiciary as printed on page 828 of the House Journal be adopted, which motion prevailed.

Rep. Lee has moved that the amendments to Senate Bill No. 2344 as recommended by the Committee on State and Federal Government as printed on page 829 of the House Journal be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chambers

Mr. President: I have the honor to transmit House Bill No. 1042, which the Speaker has signed the certification over the Governor's veto and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 2003. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, 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, 96; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse
Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scotfield
Christensen, H.	Hilleboe	Martinson	Solberg
Christensen, R.	Jacob	Matheny	Stoltenow
Dick	Jacobson	Mertens	Stone

Dornacker	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Thorsgard
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker

Those voting in the negative were:

Eagles Grubb Jaeger

Absent and not voting:

Hensrud Lundene Timm

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Rep. Eagles: "Mr. Speaker"

"I would like to explain my vote. I voted against that bill because of the exclusion of the Commission on the Status of Women from the Human Resources Council appropriation."

RECOGNITIONS

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Mike Olienyk, and Rep. Olienyk was thereupon introduced to the House.

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Sam Bloom, and Rep. Bloom was thereupon introduced to the House.

UNFINISHED BUSINESS

HOUSE CHAMBER FORTY-THIRD LEGISLATIVE ASSEMBLY State of North Dakota Bismarck

Speaker of the House
House of Representatives
State of Minnesota
State Capitol Building
St. Paul, Minnesota

Dear Speaker and Members of the House of Representatives,

The members of the 43rd Legislative Session, House of Representatives of the State of North Dakota extend a cordial invitation to the members of the House of Representatives, State of Minnesota to visit our Great State, most particularly our capitol city of Bismarck.

We will only be in session 'til March 13th, so we would encourage you to come before that date.

You may be interested in also seeing how efficiently the lieutenant governor runs his office on the salary of \$2,000 a year.

Sincerely yours,
A. G. BUNKER
Speaker of the House

AGB/to

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom

was referred Senate Bill No. 2099 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 6 of the engrossed bill place triple parentheses before and after the word "ten" and insert in lieu thereof the words "twenty-five"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 2122 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Kloubec 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, line 12 of the engrossed bill, delete everything after the comma and insert in lieu thereof the following:

"to operate and maintain, subject to the availability of funds, and to incorporate into the North Dakota state park system, the area commonly known as the Fort Stevenson public use development area, which land consists of and is described as those portions of the following described subdivisions which lie above contour one thousand eight hundred fifty (mean sea level): lots three and four in the north half of the northwest quarter, and the south half of the northwest quarter of section five, and lots one and two in the north half of the northeast quarter of section six, both sections being in township one hundred forty-seven north, range eighty-four west of the fifth principal meridian; the southeast quarter, the south half of the northeast quarter, the east half of the southeast quarter of the northwest quarter, and the east half of the east half of the southwest quarter of section thirty-one, and the southwest quarter and south half of the northwest quarter of section thirty-two, both sections being in township one hundred forty-eight, range eighty-four west of the fifth principal meridian; all lying within McLean County, North Dakota, and containing approximately four hundred thirty-eight acres."

On page 1, delete lines 13 through 24

On page 2, line 3, delete everything after the comma and insert in lieu thereof the following: "to operate and maintain, subject to availability of funds, and to incorporate into the North Dakota state park system, the area commonly known as the Lewis and Clark public use development area, which land consists of and is described as those portions of the following described subdivisions which lie above contour one thousand eight hundred fifty (mean sea level): the southwest quarter, the north half of the southeast quarter, and lot two of section twenty-five, the southeast quarter of the northeast quarter, the west half of the southeast quarter, the northeast quarter of the southeast quarter, and lot one of section thirty-five, and the northwest quarter of the northwest quarter, and lots one, two, and five of section thirty-six, all three sections being in township one hundred fifty-four north, range ninety-eight west of the fifth principal meridian; that portion of the south half of the northwest quarter lying north of Long Creek, and lots one and four of section two, and the southeast quarter of the northeast quarter of section 3, both the latter two sections being in township one hundred fifty-three north, range ninety-eight west of the fifth principal meridian; all

lying within Williams County, North Dakota, and containing approximately four hundred ninety acres."

On page 2, delete lines 4 through 11

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Scofield 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. 2173 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 20, delete the word "fifteenth" and insert in lieu thereof the word "first", and delete the word "May" and insert in lieu thereof the word "June"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Langley 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. 2174 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Timm 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. 2178 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. 2180 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 Industry, Business and Labor to whom was referred Senate Bill No. 2184 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Kloubec 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. 2185 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 2186 has had the same under consideration and recommends that the same be amended as follows:

On page 4, line 28 of the engrossed bill, delete the words "federal unemployment tax act" and insert in lieu thereof the words "preceding year"

On page 4, after line 28 of the engrossed bill, insert the following:

"4. Notwithstanding any of the provisions of subsection 3 the amount of an individual's wages subject to tax shall always be at least equal to the amount that is subject to tax under the federal unemployment tax act."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Langley 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. 2259 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 2266 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 23, after the word "section" insert the following: "except that the court may waive the bond upon the request of the petitioner"

And renumber the lines and pages 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 Industry, Business and Labor to whom was referred Senate Bil No. 2289 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 2296 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. LaGrave 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. 2333 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Jaeger 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. 2342 has had the same under consideration and recommends that 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 Senate Bill No. 2345 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Bassingthwaite 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. 2411 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, following the word "amended" insert the comma and words ", and declaring an emergency"

On page 2, line 12, delete the words "except for" and insert in lieu thereof the words "with the exception of the undertaking defined in section 40-35-02 pertaining to the purchase, acquisition, construction, maintenance, and operation of a hospital and"

On page 2, after line 15, 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 lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Rued moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2018. A Bill for an Act to amend and reenact section 16-01-07, subsection 1 of section 16-04-13, and sections 16-04-17 and 16-06-02 of the North Dakota Century Code, relating to the form and preparation of sample 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, 100; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker

Absent and not voting:

Hensrud Lundene

So the bill passed and the title was agreed to.

Senate Bill No. 2020. A Bill for an Act to amend and reenact section 46-02-09 of the North Dakota Century Code, relating to printing classifications and 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, 98; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rivinius
Austin	Hausauer, A.	Linderman	Royse
Backes	Hausauer, L.	Livingston	Rued
Backlin	Hendrickson	Lodoen	Rundle
Bassingthwaite	Herman	McGauvran	Schindler
Berg	Hickle	Marsden	Scofield
Bridston	Hildebrand	Martinson	Solberg
Christensen, H.	Jacob	Matheny	Stoltenow
Christensen, R.	Jacobson	Mertens	Stone
Dick	Jaeger	Metzger	Streibel
Dornacker	Jenkins	Meyer	Strinden
Dotzenrod	Johnson, H.	Miedema	Thorsgard
Eagles	Johnson, K.	Murphy	Timm
Erickson	Kermott	Nermyr	Tinjum
Fleming	Kingsbury	Olin	Tweten
Freborg	Kloubec	Olson	Vander Vorst
Froeber	Knudson	Opedahl	Wagner
Gackle	Kretschmar	Orange	Watkins
Ganser	LaGrave	Peterson	Weber
Garnas	Lang	Poyzer	Welder
Gengler	Langley	Rau	Wilkie
Gronneberg	Larson	Raymond	Winge
Grubb	Laske	Reimers	Winkjer
Gunderson	Laughlin	Rice	Mr. Speaker
Hartl	Lee		

Absent and not voting:

Hensrud	Hentges	Hilleboe	Lundene
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So the bill passed and the title was agreed to.

Senate Bill No. 2045. An Act to create and enact chapters 12.1-01, 12.1-02, 12.1-03, 12.1-04, 12.1-05, 12.1-06, 12.1-07, 12.1-08, 12.1-09, 12.1-10, 12.1-11, 12.1-12, 12.1-13, 12.1-14, 12.1-15, 12.1-16, 12.1-17, 12.1-18, 12.1-19, 12.1-21, 12.1-22, 12.1-23, 12.1-24, 12.1-25, 12.1-26, 12.1-27, 12.1-28, 12.1-29, 12.1-30, 12.1-31, 12.1-32, and 12.1-33, and to create and enact sections 16-12-16, 29-03-01.1, and 29-03-21, all of the North Dakota Century Code, comprising a new criminal code defining all major offenses and providing penalties, providing for alternative sentencing limits and procedures, defining certain electoral offenses, providing jurisdiction over certain offenses commenced outside this state, and providing venue where the offense involves the mailing of a letter; to amend and reenact section 12-53-14, subsection 1 of section 12-55-07, and sections 12-59-17, 16-12-14, and 29-03-01 of the North Dakota Century Code, relating to parole board jurisdiction, to crimes committed partially without this state, and to criminal penalties for causing probationer or parolee to violate parole, to voting right challenges; to repeal chapters 12-01 through 12-06, chapters 12-08 through 12-21.1, chapters 12-23 through 12-29, chapters 12-31 through 12-43, chapter 12-50, chapter 12-54, and sections 12-07-01, 12-07-02, 12-07-03, 12-07-04, 12-07-05, 12-07-06, 12-22-01, 12-22-14, 12-22-15, 12-22-17, 12-22-19, 12-22-20, 12-22-21, 12-22-22, 12-22-23, 12-22-24, 12-22-25, 12-22-26, 12-22-27, 12-22-28, 12-22-29, 12-22-30, 12-55-21, 12-59-11, 12-59-13, 12-59-13.1, chapter 29-20, and sections 29-26-20 and 31-01-08 of the North Dakota Century Code, relating to definitions of various sexual offenses, to

posting notice of probation or parole hearings, to procedures for determining a defendant's mental capacity to stand trial, to provision for successive terms of imprisonment, and to indeterminate sentences; 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, 98; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rivinius
Austin	Hausauer, A.	Linderman	Royse
Backes	Hausauer, L.	Livingston	Rued
Backlin	Hendrickson	Lodoen	Rundle
Bassingthwaite	Hentges	McGauvran	Schindler
Berg	Herman	Marsden	Scofield,
Bridston	Hickle	Martinson	Solberg
Christensen, H.	Hilleboe	Matheny	Stoltenow
Christensen, R.	Jacob	Mertens	Stone
Dick	Jacobson	Metzger	Streibel
Dornacker	Jaeger	Meyer	Strinden
Dotzenrod	Jenkins	Miedema	Thorsgard
Eagles	Johnson, H.	Murphy	Timm
Erickson	Kermott	Nermyr	Tinjum
Fleming	Kingsbury	Olin	Tweten
Freborg	Kloubec	Olson	Vander Vorst
Froeber	Knudson	Opedahl	Wagner
Gackle	Kretschmar	Orange	Watkins
Ganser	LaGrave	Peterson	Weber
Garnas	Lang	Poyzer	Welder
Gengler	Langley	Rau	Wilkie
Gronneberg	Larson	Raymond	Winge
Grubb	Laske	Reimers	Winkjer
Gunderson	Laughlin	Rice	Mr. Speaker
Hartl	Lee		

Absent and not voting:

Hensrud	Hildebrand	Johnson, K.	Lundene
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So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved that 250 copies of the engrossed House Bill No. 1049 be printed, 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

THIRTY-SEVENTH DAY

Bismarck, February 21, 1972

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. A. E. Smith Episcopal Canon, Fargo.

Roll was called, and all members were present except Reps. Hensrud and Lundene.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-fifth Day After Recess and Thirty-sixth Day and finds the same to be correct.

REP. GUNDERSON, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2083. A Bill for an Act to amend and reenact sections 10-31-06 and 10-31-13 of the North Dakota Century Code, relating to simultaneous officeholding, in professional corporations, and the contents and filing of the annual reports of professional corporations.

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, 12; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Grubb	Langley	Peterson
Austin	Gunderson	Larson	Rau
Backes	Hartl	Laske	Reimers
Backlin	Haugland	Laughlin	Rivinius
Bassingthwaite	Hausauer, L.	Lee	Royce
Berg	Hendrickson	Leibhan	Schindler
Bridston	Hentges	Linderman	Scofield
Christensen, H.	Herman	Livingston	Stoltenow
Christensen, R.	Hickle	Lodoen	Stone
Dick	Hildebrand	McGauvran	Streibel
Dornacker	Hilleboe	Marsden	Strinden
Dotzenrod	Jacob	Martinson	Timm
Eagles	Jacobson	Matheny	Tinjum
Erickson	Jaeger	Mertens	Vander Vorst
Fleming	Jenkins	Metzger	Wagner
Freborg	Johnson, H.	Miedema	Watkins
Froeber	Johnson, K.	Nermyr	Weber
Gackle	Kermott	Olin	Welder
Ganser	Kloubec	Olson	Winge
Garnas	Kretschmar	Opedahl	Winkjer
Gengler	LaGrave	Orange	Mr. Speaker
Gronneberg	Lang		

Those voting in the negative were:

Kingsbury	Poyzer	Rued	Thorsgard
Meyer	Raymond	Rundle	Tweten
Murphy	Rice	Solberg	Wilkie

Absent and not voting:

Hausauer, A.	Hensrud	Knudson	Lundene
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- So the bill passed and the title was agreed to.

Senate Bill No. 2090. A Bill for an Act to amend and reenact section 34-07-15 of the North Dakota Century Code, relating to maximum hours of labor for minors.

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, 13; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Linderman	Rivinius
Backes	Hentges	Livingston	Rued
Backlin	Herman	Lodoen	Schindler
Bassingthwaite	Hickle	McGauvran	Scofield
Berg	Hildebrand	Marsden	Solberg
Bridston	Hilleboe	Martinson	Stone
Christensen, H.	Jacob	Mertens	Streibel
Christensen, R.	Jacobson	Metzger	Strinden
Dick	Jaeger	Miedema	Timm

Dotzenrod	Jenkins	Murphy	Tinjum
Eagles	Johnson, H.	Nermyr	Tweten
Erickson	Kermott	Olin	Vander Vorst
Fleming	Kingsbury	Olson	Wagner
Froeber	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Haugland	Laske	Reimers	Mr. Speaker
Hausauer, A.	Laughlin		

Those voting in the negative were:

Dornacker	Hartl	Matheny	Rundle
Freborg	LaGrave	Meyer	Stoltenow
Gackle	Leibhan	Royse	Thorsgard
Gunderson			

Absent and not voting:

Hensrud	Johnson, K.	Lundene
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So the bill passed and the title was agreed to.

Senate Bill No. 2095. A Bill for an Act to provide for a time and place for a meeting of the presidential and vice presidential electors.

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, 99; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Leibhan	Royse
Backes	Hausauer, L.	Linderman	Rued
Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	McGauvran	Scofield
Bridston	Hickle	Marsden	Solberg
Christensen, H.	Hildebrand	Martinson	Stoltenow
Christensen, R.	Hilleboe	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dornacker	Jacobson	Metzger	Strinden
Dotzenrod	Jaeger	Meyer	Thorsgard
Eagles	Jenkins	Miedema	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Hartl	Laughlin	Rice	

Absent and not voting:

Hensrud	Johnson, K.	Lundene
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So the bill passed and the title was agreed to.

Senate Bill No. 2171. A Bill for an Act to create and enact a new section of chapter 52-10 of the North Dakota Century Code, relating to authorization to exclude from social security coverage,

under Section 218 of the Act, service performed in the employ of a public school, college, or university by certain students.

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, 4; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rivinius
Austin	Hendrickson	Livingston	Royse
Backes	Hentges	Lodoen	Rued
Backlin	Herman	McGauvran	Rundle
Bassingthwaite	Hickle	Marsden	Schindler
Berg	Hildebrand	Martinson	Scofield
Bridston	Hilleboe	Matheny	Solberg
Christensen, H.	Jacob	Mertens	Stoltenow
Christensen, R.	Jacobson	Metzger	Stone
Dick	Jaeger	Meyer	Streibel
Dornacker	Jenkins	Miedema	Strinden
Dotzenrod	Johnson, H.	Murphy	Thorsgard
Eagles	Kermott	Nermyr	Timm
Erickson	Kingsbury	Olin	Tinjum
Fleming	Kloubec	Olson	Tweten
Froeber	Knudson	Opedahl	Vander Vorst
Ganser	Kretschmar	Orange	Wagner
Garnas	LaGrave	Peterson	Watkins
Gengler	Lang	Poyzer,	Weber
Gronneberg	Langley	Rau	Wilkie
Grubb	Larson	Raymond	Winge
Gunderson	Laske	Reimers	Winkjer
Hartl	Laughlin	Rice	Mr. Speaker
Haugland	Lee		

Those voting in the negative were:

Freborg	Gackle	Hausauer, A.	Welder
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Absent and not voting:

Hensrud	Johnson, K.	Linderman	Lundene
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So the bill passed and the title was agreed to.

Senate Bill No. 2244. A Bill for an Act to prohibit referral sales, multilevel sales distributorships, and chain sales schemes, and to provide penalties for such 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, 95; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Royse
Austin	Hausauer, A.	Linderman	Rued
Backlin	Hausauer, L.	Livingston	Rundle
Bassingthwaite	Hendrickson	Lodoen	Schindler
Berg	Hentges	McGauvran	Scofield
Bridston	Herman	Marsden	Solberg
Christensen, H.	Hickle	Martinson	Stoltenow
Christensen, R.	Hildebrand	Matheny	Stone
Dick	Hilleboe	Mertens	Streibel
Dornacker	Jacob	Metzger	Strinden
Dotzenrod	Jacobson	Meyer	Thorsgard
Eagles	Jaeger	Miedema	Timm
Erickson	Jenkins	Murphy	Tinjum
Fleming	Johnson, H.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner

Gackle	Kloubec	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Hartl	Lee	Rice	

Absent and not voting:

Backes	Johnson, K.	Laughlin	Rivinius
Hensrud	Knudson	Lundene	

So the bill passed and the title was agreed to.

Senate Bill No. 2261. A Bill for an Act to create and enact sections 8-10-07.2 and 8-10-07.3 of the North Dakota Century Code, relating to the criminal offense of making, selling, or possessing a device to be used for fraudulently obtaining telecommunication services, and to the criminal offense of publishing a credit card number or code with intent or belief that it will be used to avoid lawful telecommunication charges, and providing 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Leibhan	Royse
Backes	Hausauer, L.	Linderman	Rued
Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	McGauvran	Scotfield
Bridston	Hickle	Marsden	Solberg
Christensen, H.	Hildebrand	Martinson	Stoltenow
Christensen, R.	Hilleboe	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dornacker	Jacobson	Metzger	Strinden
Dotzenrod	Jaeger	Meyer	Thorsgard
Eagles	Jenkins	Miedema	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker

Absent and not voting:

Gunderson	Knudson	Lundene	Rivinius
Hensrud	Laughlin		

So the bill passed and the title was agreed to.

Senate Bill No. 2307. A Bill for an Act to provide an option to postpone the reporting of crop insurance proceeds for income 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, 95; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Royse
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Austin	Hendrickson	Leibhan	Rued
Backes	Hentges	Linderman	Rundle
Backlin	Herman	Livingston	Schindler
Bassingthwaite	Hickle	Lodoen	Scotfield
Berg	Hildebrand	McGauvran	Solberg
Bridston	Hilleboe	Marsden	Stoltenow
Christensen, H.	Jacob	Martinson	Stone
Christensen, R.	Jacobson	Matheny	Streibel
Dick	Jaeger	Mertens	Strinden
Dornacker	Jenkins	Meyer	Thorsgard
Dotzenrod	Johnson, H.	Miedema	Timm
Eagles	Johnson, K.	Murphy	Tinjum
Erickson	Kermott	Nermyr	Tweten
Fleming	Kingsbury	Olin	Vander Vorst
Freborg	Kloubec	Olson	Wagner
Froeber	Knudson	Opedahl	Watkins
Gackle	Kretschmar	Orange	Weber
Ganser	LaGrave	Peterson	Welder
Garnas	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Haugland	Laske	Reimers	Mr. Speaker
Hausauer, A.	Laughlin	Rice	

Those voting in the negative were:

Metzger

Absent and not voting:

Gengler

Hartl

Lundene

Rivinius

Gunderson

Hensrud

So the bill passed and the title was agreed to.

Senate Bill No. 2360. A Bill for an Act to repeal section 44-08-10 of the North Dakota Century Code, relating to public notices and printing.

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, 19; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Laske	Reimers
Austin	Hendrickson	Laughlin	Rice
Backlin	Hentges	Lee	Rivinius
Berg	Herman	Linderman	Royse
Bridston	Hildebrand	Lodoen	Rued
Christensen, H.	Hilleboe	Marsden	Schindler
Christensen, R.	Jacob	Martinson	Scotfield
Dick	Jacobson	Mertens	Stoltenow
Dornacker	Jaeger	Metzger	Stohe
Eagles	Jenkins	Miedema	Streibel
Erickson	Johnson, H.	Murphy	Strinden
Freborg	Johnson, K.	Nermyr	Timm
Froeber	Kermott	Olin	Tinjum
Gackle	Kloubec	Olson	Tweten
Ganser	Knudson	Opedahl	Vander Vorst
Garnas	Kretschmar	Orange	Wagner
Grubb	LaGrave	Peterson	Watkins
Gunderson	Lang	Poyzer	Welder
Hartl	Langley	Rau	Winkjer
Hausauer, A.	Larson	Raymond	Mr. Speaker

Those voting in the negative were:

Bassingthwaite

Haugland

McGauvran

Thorsgard

Dotzenrod

Hickle

Matheny

Weber

Fleming

Kingsbury

Meyer

Wilkie

Gengler	Leibhan	Rundle	Winge
Gronneberg	Livingston	Solberg	

Absent and not voting:
 Backes Hensrud Lundene

So the bill passed and the title was agreed to.

Senate Bill No. 2387. A Bill for an Act to amend and reenact section 57-40.3-09 of the North Dakota Century Code, relating to reciprocity given for taxes paid 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, 98; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker
Hartl	Laske		

Absent and not voting:
 Hensrud Lundene Peterson Solberg

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4026. A Concurrent Resolution directing the Director of Institutions to conduct a space utilization study and a facility needs and improvement study of the institutions and facilities under his control.

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, 95; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Laughlin	Rivinius
Backes	Hausauer, A.	Lee	Rued
Backlin	Hausauer, L.	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scofield
Bridston	Hickle	McGauvran	Solberg

Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Weber
Ganser	Knudson	Orange	Welder
Garnas	Kretschmar	Peterson	Wilkie
Gengler	LaGrave	Poyzer	Winge
Gronneberg	Lang	Rau	Winkjer
Grubb	Langley	Raymond	Mr. Speaker
Gunderson	Larson	Reimers	
Absent and not voting:			
Hendrickson	Leibhan	Opedahl	Watkins
Hensrud	Lundene	Royse	

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 4051. A Concurrent Resolution directing the State Historical Society and the Director of Institutions to take possession of pictures of legislators, catalog them and place them in safe-keeping with the State Historical Society.

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 HOUSE BILLS

House Bill No. 1127. A Bill for an Act to create and enact section 4-13-10.1 of the North Dakota Century Code, relating to the bonding of poultry 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, 94; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hendrickson	Linderman	Rued
Backlin	Hentges	Livingston	Rundle
Bassingthwaite	Herman	Lodoen	Schindler
Berg	Hickle	McGauvran	Scoffield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jaeger	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Weber
Ganser	Kretschmar	Orange	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer

Gunderson	Larson	Reimers	Mr. Speaker
Hartl	Laske		
Absent and not voting:			
Garnas	Hensrud	Lundene	Royse
Hausauer, L.	Leibhan	Peterson	Watkins

So the bill passed and the title was agreed to.

House Bill No. 1162. A Bill for an Act to amend and reenact section 4-22-22 of the North Dakota Century Code, relating to the election of soil conservation district supervisors.

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, 6.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Reimers
Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker

Absent and not voting:

Hausauer, L.	Leibhan	Royse	Watkins
Hensrud	Lundene		

So the bill passed and the title was agreed to.

House Bill No. 1180. A Bill for an Act to create and enact section 15-47-43 of the North Dakota Century Code, relating to areas which are public school districts, their corporate powers, and corporate name; to amend and reenact section 15-53.1-02 of the North Dakota Century Code, relating to reorganization, annexation, and dissolution of school districts; to repeal sections 15-53.1-03 and 15-53.1-04 of the North Dakota Century Code, relating to areas which are public school districts and their corporate powers and corporate name; 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, 67; nays, 32; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Gengler	Laughlin	Rued
Backes	Gronneberg	Leibhan	Schindler

Backlin	Gunderson	Linderman	Scofield
Bassingthwaite	Haugland	Livingston	Solberg
Berg	Hausauer, L.	Lodoen	Stoltenow
Bridston	Hendrickson	McGauvran	Stone
Christensen, H.	Hildebrand	Marsden	Streibel
Christensen, R.	Jacobson	Mertens	Thorsgard
Dornacker	Johnson, H.	Miedema	Timm
Dotzenrod	Johnson, K.	Olin	Tinjum
Eagles	Kermott	Opedahl	Vander Vorst
Erickson	Kingsbury	Orange	Watkins
Fleming	Knudson	Peterson	Weber
Freborg	Lang	Poyzer	Welder
Froeber	Langley	Rau	Wilkie
Gackle	Larson	Raymond	Winge
Ganser	Laske	Reimers	

Those voting in the negative were:

Austin	Hickle	Martinson	Rivinius
Dick	Hilleboe	Matheny	Royse
Garnas	Jacob	Metzger	Rundle
Grubb	Jaeger	Meyer	Strinden
Hartl	Jenkins	Murphy	Tweten
Hausauer, A.	Kloubec	Nermyr	Wagner
Hentges	Kretschmar	Olson	Winkjer
Herman	LaGrave	Rice	Mr. Speaker

Absent and not voting:

Hensrud	Lee	Lundene
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So the bill passed and the title was agreed to, and the emergency clause failed.

Rep. Raymond moved that the House reconsider the action by which House Bill No. 1180 was passed, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1180. A Bill for an Act to create and enact section 15-47-43 of the North Dakota Century Code, relating to areas which are public school districts, their corporate powers, and corporate name; to amend and reenact section 15-53.1-02 of the North Dakota Century Code, relating to reorganization, annexation, and dissolution of school districts; to repeal sections 15-53.1-03 and 15-53.1-04 of the North Dakota Century Code, relating to areas which are public school districts and their corporate powers and corporate name; 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, 69; nays, 30; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Gunderson	Livingston	Rice
Backes	Haugland	Lodoen	Rued
Backlin	Hausauer, L.	McGauvran	Schindler
Bassingthwaite	Hendrickson	Marsden	Solberg
Berg	Hildebrand	Matheny	Stoltenow
Bridston	Jacobson	Mertens	Stone
Christensen, H.	Johnson, K.	Meyer	Streibel
Christensen, R.	Kermott	Miedema	Strinden
Dick	Kingsbury	Olin	Thorsgard
Dornacker	Knudson	Olson	Timm
Dotzenrod	Lang	Opedahl	Tinjum
Eagles	Langley	Orange	Tweten
Erickson	Larson	Peterson	Vander Vorst
Fleming	Laske	Poyzer	Weber

Freborg	Laughlin	Rau	Welder
Ganser	Leibhan	Raymond	Wilkie
Gengler	Linderman	Reimers	Winge
Gronneberg			

Those voting in the negative were:

Atkinson	Herman	Kretschmar	Royce
Froeber	Hickle	LaGrave	Rundle
Gackle	Hilleboe	Martinson	Scofield
Garnas	Jacob	Metzger	Wagner
Grubb	Jaeger	Murphy	Watkins
Hartl	Jenkins	Nermyr	Winkjer
Hausauer, A.	Johnson, H.	Rivinius	Mr. Speaker
Hentges	Kloubec		

Absent and not voting:

Hensrud	Lee	Lundene
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Atkinson moved that the House do concur in the Senate amendments to House Bill No. 1058, and that House Bill No. 1058 be placed on the calendar, which motion prevailed.

Rep. Atkinson moved that the House do concur in the Senate amendments to House Bill No. 1122, and that House Bill No. 1122 be placed on the calendar, which motion prevailed.

Rep. Atkinson moved that the House do concur in the Senate amendments to House Bill No. 1265, and that House Bill No. 1265 be placed on the calendar, which motion prevailed.

Rep. Lang moved that the House do concur in the Senate amendments to House Bill No. 1284, and that House Bill No. 1284 be placed on the calendar, which motion prevailed.

Rep. Knudson moved that the House concur on the Senate Amendments to House Bill No. 1433, and that House Bill No. 1433 be placed on the calendar, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has indefinitely postponed

Senate Bill No. 2135

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass

Senate Bill No. 2136

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended

Senate Bill No. 2111
 Senate Bill No. 2182
 Senate Bill No. 2200
 Senate Bill No. 2403

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged

Senate Bill No. 2086
 Senate Bill No. 2126

Senate Bill No. 2127
 Senate Bill No. 2142
 Senate Bill No. 2162
 Senate Bill No. 2163
 Senate Bill No. 2164
 Senate Bill No. 2172
 Senate Bill No. 2194
 Senate Bill No. 2199
 Senate Bill No. 2232
 Senate Bill No. 2235
 Senate Bill No. 2280
 Senate Bill No. 2322
 Senate Bill No. 2336
 Senate Bill No. 2382
 Senate Bill No. 2406

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
 Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1113
 House Bill No. 1132
 House Bill No. 1157
 House Bill No. 1184
 House Bill No. 1238

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4029
 Senate Concurrent Resolution No. 4036

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1104
 House Bill No. 1250
 House Bill No. 1412

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

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. 1193 - 1203

Senator Sandness
 Senator Smykowski
 Senator Redlin
 To serve on House Bill No. 1193
 Senator Nasset
 Senator Smykowski
 Senator Barth
 To serve on House Bill No. 1203.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1042

Which the President has signed the certification over the Governor's veto.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1057

House Bill No. 1067

House Bill No. 1166

House Bill No. 1223

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1057

On page 1, line 15 after the word "education" insert " , the adjutant general and state highway department office and storage space for field engineering and maintenance crews"

On page 2, line 1 after the word "education" insert " , the adjutant general and state highway department office and storage space for field engineering and maintenance crews"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO
ENGROSSED HOUSE BILL No. 1067

On page 2, line 2, delete the triple parentheses around the word "shall" and delete the word "may"

On page 2, line 3, delete the words "**but shall close the meeting no later**" and insert in lieu thereof the words "**unless twenty percent of the township voters petition to extend the voting hours until**"

On page 2, line 4, delete the word "than" and the words "**as determined by action of the**"

On page 2, line 5, delete the following: "**township board.**"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1166

On page 1, line 1 of the engrossed bill, after the number "15-50-01" insert the number and commas " , 15-50-02,"

On page 1, line 3 of the engrossed bill, after the word "schools" insert the following: "and declaring an emergency"

On page 2, after line 17 of the engrossed bill, insert the following:

"SECTION 2. AMENDMENT.) Section 15-50-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-50-02. LICENSE PROCURED — FROM WHOM.) Every private trade, industrial, vocational, technical, business, or correspondence school, **before offering any instruction, first** shall procure a license from the executive officer of the state board for vocational education."

On page 2, line 18 of the engrossed bill, delete the number "2" and insert in lieu thereof the number "3"

On page 3, after line 28 of the engrossed bill, insert the following:

"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 renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1223

On page 3, after line 13 of the engrossed bill insert the following new subsection:

"5. Change or modify the responsibilities of the American National Red Cross as defined by the United States Congress

in Public Law 4, approved January 5, 1905 (33 St. 599), and as amended thereto."

And renumber the pages and lines accordingly.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that House Bill No. 1042 which has been passed by the House of Representatives and the Senate over the Governor's veto, also a copy of the Governor's objections as well as the certificates of the presiding officers of both the House and the Senate as to the final action of the respective bodies with reference to the passage of this bill, was delivered to the Secretary of State at the hour of 2:30 o'clock p.m., on February 21, 1973.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Thursday, February 22, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-SEVENTH DAY AFTER RECESS
AND THIRTY-EIGHTH DAY

Bismarck, February 22, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

ANNOUNCEMENT

Rep. Streibel announced that Rep. Thorsgard is attending a hearing on a highway overpass near the Grand Forks Air Base.

MOTIONS

Rep. Dornacker moved that the House reconsider the action by which the Committee Report has adopted the committee report on Senate Bill No. 2099, which motion prevailed.

Rep. Dornacker moved that Senate Bill No. 2099 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Scofield has moved that the amendments to Senate Bill No. 2146 as recommended by the Committee on State and Federal Government as printed on pages 844 and 845 of the House Journal be adopted, which motion prevailed.

Rep. Langley has moved that the amendments to Senate Bill No. 2173 as recommended by the Committee on Industry, Business and Labor as printed on page 845 of the House Journal be adopted, which motion prevailed.

Rep. Langley has moved that the amendments to Senate Bill No. 2186 as recommended by the Committee on Industry, Business and Labor as printed on pages 845 and 846 of the House Journal be adopted, which motion prevailed.

Rep. Stone has moved that the amendments to Senate Bill No. 2266 as recommended by the Committee on Judiciary as printed on page 846 of the House Journal be adopted, which motion prevailed.

Rep. Rued has moved that the amendments to Senate Bill No. 2411 as recommended by the Committee on Industry, Business and Labor as printed on page 847 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Murphy moved that the House reconsider its action by which Senate Bill No. 2090 was passed, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2090. A Bill for an Act to amend and reenact section 34-07-15 of the North Dakota Century Code, relating to maximum hours of labor for minors.

Which has been read.

Rep. Herman moved that Senate Bill No. 2090 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2089. A Bill for an Act to amend and reenact section 34-14-08 of the North Dakota Century Code, relating to assignments of wage claims to the commissioner of labor.

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, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	McGauvran	Scotfield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker
Hartl			

Absent and not voting:

Hensrud	Lundene	Peterson	Thorsgard
Laske			

So the bill passed and the title was agreed to.

Senate Bill No. 2122. A Bill for an Act to establish the profession and regulation of professional soil classifying, a creation of a board of professional soil classifiers, and providing penalties.

Which has been read.

Rep. Hilleboe moved that Senate Bill No. 2122 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed on a division vote.

Senate Bill No. 2122 was re-referred to the Committee on Industry, Business and Labor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2023 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Kermott 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. 2030 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15, insert beginning triple parentheses before the word "unemployment", and on line 15 of the same page insert ending triple parentheses after the word "division", and insert in lieu thereof the words: "**employment security bureau**"

On page 1, line 16, insert beginning triple parentheses before the word "the" where it first appears, and on line 16 of the same page insert ending triple parentheses after the word and comma "service,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Laske 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. 2055 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. Timm moved that the report be adopted, which prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2097 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Watkins 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. 2098 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Lodoen 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. 2107 has had the same under consideration and recommends that the same be amended as follows:

On page 6, line 31 of the engrossed bill, delete the words "**or population**"

On page 6, line 33, insert triple parentheses around the word "lent" and insert in lieu thereof the word "**loaned**"

On page 6, line 35, insert triple parentheses around the word "who" and insert in lieu thereof the word "**which**"

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 Agriculture to whom was referred Senate Bill No. 2129 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Backlin moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2129 was indefinitely postponed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 2131 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Backlin 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. 2156 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. Rued 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. 2168 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 20 of the engrossed bill place triple parentheses before and after the word and comma "agricultural,"

On page 1, line 21 place beginning triple parentheses before the word "Two"

On page 1, line 22 place ending triple parentheses after the word "interests" and insert in lieu thereof the following:

"Agricultural interests shall be represented by three citizen members"

And renumber the lines and pages 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 Social Welfare to whom was referred Senate Bill No. 2169 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Orange 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. 2208 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Olson 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. 2210 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 16, place beginning triple parentheses before the word "by"

On page 1, line 17, delete the triple parentheses before and after the word "and"

On page 1, line 19, place ending triple parentheses after the comma, and delete the words "a **preacher of the gospel**" and insert in lieu thereof the following: **"any person authorized by the forms and usages of any church or religious denomination or organization"**

On page 1, line 20, delete the underscored material

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Hendrickson 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. 2231 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Freborg 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. 2233 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 word "a" and insert in lieu thereof the words "an overwidth"

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny 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. 2242 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Royse 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. 2260 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 Social Welfare to whom was referred Senate Bill No. 2267 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 14, before the period insert the following: "**including, but not limited to, authority to determine exceptions to the requirement of a certificate of need for those projects that would not significantly alter the bed complement or services to be offered by any institution subject to this Act**"

On page 2 delete lines 25 through 27

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. 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 Senate Bill No. 2268 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Froeber 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. 2273 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.

Senate Bill No. 2273 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2315 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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 Senate Bill No. 2337 has had the same under consideration and recommends that 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 Political Subdivisions to whom was referred Senate Bill No. 2414 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Kloubec 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. 4001 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Laske moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2174. A Bill for an Act to amend and reenact section 52-04-16 of the North Dakota Century Code, relating to limitation of time to start civil actions for collection of money owing to the employment security bureau.

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, 5.

Those voting in the affirmative were:

Atkinson	Gunderson	Laske	Rivinius
Austin	Hartl	Laughlin	Royse
Backes	Haugland	Lee	Rued
Backlin	Hausauer, L.	Linderman	Rundle
Bassingthwaite	Hendrickson	Livingston	Schindler
Berg	Hentges	Lodoen	Scofield
Bridston	Herman	McGauvran	Solberg
Christensen, H.	Hickle	Martinson	Stoltenow
Christensen, R.	Hilleboe	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dornacker	Jacobson	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Timm
Eagles	Johnson, H.	Miedema	Tinjum
Erickson	Johnson, K.	Nermyr	Tweten
Fleming	Kermott	Olin	Vander Vorst
Freborg	Kingsbury	Olson	Wagner
Froeber	Kloubec	Opedahl	Watkins
Gackle	Knudson	Orange	Weber
Ganser	Kretschmar	Peterson	Welder
Garnas	LaGrave	Poyzer	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Mr. Speaker
Grubb	Larson	Reimers	

Those voting in the negative were:

Hausauer, A.	Marsden	Rice	Winkjer
Jaeger	Murphy		

Absent and not voting:

Hensrud	Leibhan	Lundene	Thorsgard
Hildebrand			

So the bill passed and the title was agreed to.

Senate Bill No. 2178. A Bill for an Act to amend and reenact section 25-04-03 of the North Dakota Century Code, relating to the qualifications of superintendent of Grafton state school.

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, 4; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Rivinius
Austin	Haugland	Lee	Royse
Backes	Hausauer, L.	Livingston	Rued
Backlin	Hendrickson	Lodoen	Rundle
Bassingthwaite	Herman	McGauvran	Schindler
Berg	Hickle	Marsden	Scofield
Bridston	Hildebrand	Martinson	Solberg
Christensen, R.	Hilleboe	Matheny	Stoltenow
Christensen, H.	Jacob	Mertens	Stone
Dick	Jacobson	Metzger	Streibel
Dornacker	Jaeger	Meyer	Strinden
Dotzenrod	Johnson, H.	Miedema	Timm
Eagles	Johnson, K.	Murphy	Tinjum
Erickson	Kermott	Nermyr	Tweten
Fleming	Kingsbury	Olin	Vander Vorst
Freborg	Kloubec	Olson	Wagner
Froeber	Knudson	Opedahl	Watkins
Gackle	Kretschmar	Orange	Weber
Ganser	LaGrave	Peterson	Welder
Garnas	Lang	Poyzer	Wilkie
Gengler	Langley	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Grubb	Laske	Rice	Mr. Speaker
Gunderson			

Those voting in the negative were:

Hausauer, A.	Hentges	Jenkins	Reimers
Absent and not voting:			
Hensrud	Linderman	Lundene	Thorsgard
Leibhan			

So the bill passed and the title was agreed to.

Senate Bill No. 2180. A Bill for an Act to amend and reenact section 25-05-02 of the North Dakota Century Code, relating to the qualifications of the superintendent of San Haven state hospital.

Which has been read.

MOTIONS

Rep. Wagner moved that Senate Bill No. 2180 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 stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-EIGHTH DAY

Bismarck, February 22, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. J. H. Nicolai, Pastor, Trinity Lutheran Church, Bismarck.

Roll was called, and all members were present except Reps. Hensrud, Lundene and Thorsgard.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-sixth

day after recess and thirty-seventh day, and finds the same to be correct.

REP. GUNDERSON, Chairman

Rep. Tinjum moved that the report be adopted, which motion prevailed.

Speaker Bunker announced that the House would be at ease.

Speaker Bunker announced that the House would now reconvene for the Memorial Service.

Committee on Arrangements: Rep. L. Hausauer, Chairman; Rep. Raymond and Rep. Lundene.

Presiding Officer: Rep. Bunker, Speaker of the House.

The program for the service was:

PROGRAM

Invocation.....	The Rev. Canon A. E. Smith
How Great Thou Art.....	Rep. Alice A. Olson
Memorial Remarks.....	The Rev. Canon A. E. Smith
The Lord's Prayer.....	Rep. Alice A. Olson
Benediction.....	The Rev. Canon A. E. Smith

FIRST READING OF HOUSE MEMORIAL RESOLUTION

The Committee on House Memorial Resolutions introduced:

House Memorial Resolution No. "A". A Memorial Resolution for deceased members of the House of Representatives of the State of North Dakota.

Which was read the first time.

Rep. Raymond moved that the rules be suspended, that House Memorial Resolution "A" not be 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
1a Representatives
2 of the State of North Dakota.

3

4 WHEREAS, God in His wisdom has seen fit to summon to
4a eternal

5 rest His servants and our former colleagues:

6 GORDON AAMOTH, who served in the Thirty-fifth through
6a the

7 Forty-first Legislative Assemblies, from the twenty-first dis-
7a trict,

8 died September 1, 1971.

9 ANDREW A. BENTZ, who served in the Thirty-first and
9a Thirty-

10 second Legislative Assemblies, from the forty-sixth district,
10a died

11 May 26, 1971.

12 JOHN COGHLAN, who served in the Twenty-seventh and
12a Twenty-

13 eighth Legislative Assemblies, from the ninth district, died

13a October 22, 1971.

14 LEONARD J. DAVIS, who served in the Thirty-seventh
14a through

15 the Forty-first Legislative Assemblies, from the thirty-sixth
15a district,

16 died October 31, 1972.

17 HERBERT E. HALVERSON, who served in the Thirty-fifth
18 through the Thirty-seventh Legislative Assemblies, from the

18a forty-
 19 ninth district, died January 22, 1972.
 20 HOWARD I. HENRY, who served in the Forty-second Legis-
 20a lative
 21 Assembly, from the sixth district, died September 10, 1971.
 22 HERBERT HORNER, who served in the Twenty-first Legis-
 22a lative
 23 Assembly, from the ninth district, died October 28, 1972.
 24 OSCAR M. JOHNSON, who served in the Twenty-eighth
 24a Legislative

Page Two

1 Assembly, from the ninth district, died January 25, 1973.
 2 ADOLPH KAPAUN, who served in the Twenty-fourth and
 2a Twenty-
 3 fifth Legislative Assemblies, from the eleventh district, died
 4 February 5, 1973.
 5 OLE LARSON, who served in the Twenty-third Legislative
 6 Assembly, from the seventeenth district, died June 14, 1971.
 7 ARTHUR E. LASKE, who served in the Thirtieth through the
 8 Thirty-fourth Legislative Assemblies, from the eleventh district,
 8a died
 9 March 8, 1972.
 10 M. T. LILLEHAUGEN, who served in the Twentieth, Twenty-
 11 third, and the Twenty-seventh through the Thirty-third Legis-
 11a lative
 12 Assemblies, from the fourth district, died October 24, 1972.
 13 MELVIN LOFTESNES, who served in the Thirty-sixth and
 13a Thirty-
 14 seventh Legislative Assemblies, from the thirty-fourth district,
 14a died
 15 September 15, 1972.
 16 FREDRICK MAHLMANN, who served in the Thirty-fourth
 17 Legislative Assembly, from the forty-eighth district, died Feb-
 17a ruary 12, 1972.
 18 CLARENCE POLING, who served in the Thirty-second
 18a through
 19 the Thirty-ninth Legislative Assemblies, from the forty-fifth
 19aa district,
 20 died December 3, 1972.
 21 HENRY T. QUANBECK, who served in the Fourteenth Legis-
 21a lative
 22 Assembly, from the seventeenth district, died December 30, 1972.
 23 FRED E. RICKFORD, who served in the Thirty-fourth,
 23a Thirty-
 24 fifth, and Thirty-seventh Legislative Assemblies, from the
 24a twenty-
 25 fourth district, died August 28, 1972.
 26 MARTIN VINJE, who served in the Thirty-third through the
 26a Thirty-
 27 eighth Legislative Assemblies, from the twenty-eighth district,
 27a died
 28 January 31, 1973.
 29 ORVILLE WITTEMAN, who served in the Thirty-fifth and
 29a Thirty-
 30 sixth Legislative Assemblies, from the forty-third district, died
 31 January 11, 1973.
 32 GUST WOG, who served in the Sixteenth Legislative As-
 32a ssembly,
 33 from the thirty-ninth district, died August 6, 1971.
 34 WHEREAS, today, we, as members of the House of Repre-
 34a sentatives
 35 of the Forty-third Legislative Assembly of the State of North
 35a Dakota,

Page Three

1 pause to mourn the passing of our former colleagues, and to
 1a honor their
 2 memories; and
 3 WHEREAS, these legislators rendered outstanding service to
 4 people of the State by their contribution to their fellowmen
 4a and their
 5 communities;
 6 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
 7 REPRESENTATIVES OF THE FORTY-THIRD LEGISLATIVE
 7a ASSEMBLY
 8 OF THE STATE OF NORTH DAKOTA:
 9 That we express our keen sorrow on their passing and our
 10 appreciation, on behalf of the people of North Dakota, of the
 10a loyal and
 11 devoted service of these, our former colleagues; and
 12 BE IT FURTHER RESOLVED, that for the perpetuation of
 12a their
 13 memory this token of respect and sympathy by their successors
 13a in
 14 trust be printed in the journal of the House of Representatives
 14a and that
 15 duly enrolled copies of this resolution be presented by the Secre-
 15a tary of
 16 State to the surviving 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.

Was read the second time.

House Memorial Resolution "A" was adopted on a voice vote.

Speaker Bunker declared the Memorial Session dissolved, and the House reconvened.

SECOND READING OF SENATE BILLS

Senate Bill No. 2184. A Bill for an Act to create and enact a new subdivision of subsection 13 of section 52-01-01 of the North Dakota Century Code, relating to the unemployment compensation definition of employment, to amend and reenact subsection 1 of section 52-01-01, subsection 2 of section 52-01-01, subsection 3 of section 52-01-01, subsection 5 of section 52-01-01, subsection 9 of section 52-01-01, subdivision b of subsection 13 of section 52-01-01, subdivision g of subsection 15 of section 52-01-01, paragraph (6) of subdivision i of subsection 15 of section 52-01-01, section 52-03-01, paragraph (1) and paragraph (2) of subdivision c of subsection 1 of section 52-03-07, subsection 4 of section 52-04-06, section 52-04-10, section 52-06-19, and section 52-06-29 of the North Dakota Century Code, the beginning sentence of section 52-01-01, section 52-01-07, section 52-04-07, subsection 1 of section 52-04-12, subdivision c of subsection 1 of section 52-04-18, and section 52-04-19 of the 1971 Supplement to the North Dakota Century Code, relating to unemployment compensation provisions, such as definitions, exclusions from employment, maintenance of fund, use of Federal funds credited, tax rates, employer appeals, payment of benefits, charge back of benefits, civil collection process, change of payments by non-profit organizations on a reimbursable basis to a rated payment basis, and financing benefits for state hospitals and state institutions of higher education, and to repeal paragraph 2 of subdivision i of subsection 15 of section 52-01-01, subsection 2 and subsection 3 of section 52-04-12, paragraph (1) and paragraph (2) of subdivision b of subsection 3 of section 52-06-01, and paragraph (1) and paragraph (2) of subdivision c of subsection 3 of section 52-06-01 of the North Dakota Century Code, and subsection 7 of section 52-01-01

and subsection 5 of section 52-04-06 of the 1971 Supplement to the North Dakota Century Code, relating to unemployment compensation provisions, such as exclusion from definition of unemployment, civil collection process, removal of certain benefit ineligibility conditions, conflicting definition of division, and rate increase.

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, 15; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson	Rivinius
Austin	Hausauer, L.	Laske	Royse
Backlin	Hendrickson	Laughlin	Rundle
Bassingthwaite	Hentges	Lee	Schindler
Bridston	Herman	Linderman	Scofield
Christensen, H.	Hickle	Livingston	Solberg
Dick	Hildebrand	Lodoen	Stone
Dotzenrod	Jacob	McGauvran	Streibel
Eagles	Jacobson	Martinson	Strinden
Erickson	Jenkins	Mertens	Tinjum
Fleming	Johnson, H.	Metzger	Tweten
Freborg	Johnson, K.	Meyer	Wagner
Froeber	Kermott	Miedema	Watkins
Ganser	Kingsbury	Murphy	Weber
Garnas	Kloubec	Olson	Welder
Gengler	Knudson	Opedahl	Wilkie
Gronneberg	Kretschmar	Orange	Winge
Grubb	LaGrave	Poyzer	Winkjer
Hartl	Lang	Rau	Mr. Speaker
Haugland	Langley	Reimers	

Those voting in the negative were:

Christensen, R.	Jaeger	Nermyr	Stoltenow
Dornacker	Leibhan	Olin	Timm
Gackle	Marsden	Rice	Vander Vorst
Gunderson	Matheny	Rued	

Absent and not voting:

Backes	Hensrud	Lundene	Raymond
Berg	Hilleboe	Peterson	Thorsgard

So the bill passed and the title was agreed to.

Senate Bill No. 2185. A Bill for an Act to amend and reenact section 52-07.1-03 of the 1971 Supplement to the North Dakota Century Code, relating to definitions in chapter 52-07.1 which provides for extended unemployment compensation 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, 93; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rivinius
Austin	Hendrickson	Leibhan	Royse
Backes	Hentges	Linderman	Rued
Backlin	Herman	Livingston	Rundle
Bassingthwaite	Hickle	Lodoen	Schindler
Berg	Hildebrand	McGauvran	Scofield
Bridston	Hilleboe	Martinson	Solberg
Christensen, H.	Jacob	Matheny	Stoltenow
Christensen, R.	Jacobson	Mertens	Stone
Dornacker	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden

Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Murphy	Tinjum
Fleming	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Orange	Weber
Gronneberg	Lang	Poyzer	Welder
Grubb	Langley	Rau	Wilkie
Gunderson	Larson	Raymond	Winge
Hartl	Laske	Reimers	Winkjer
Haugland	Laughlin	Rice	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Freborg	Gackle	Jaeger	Marsden
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Absent and not voting:

Dick	Lundene	Peterson	Thorsgard
Hensrud			

So the bill passed and the title was agreed to.

Senate Bill No. 2209. A Bill for an Act to amend and reenact section 16-17-10 of the North Dakota Century Code, relating to the membership of the district executive committee of each political party.

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, 10; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rivinius
Austin	Haugland	Lee	Royse
Backlin	Hausauer, A.	Leibhan	Rued
Bassingthwaite	Hausauer, L.	Linderman	Rundle
Berg	Hendrickson	Lodoen	Schindler
Bridston	Hentges	Marsden	Scofield
Christensen, H.	Herman	Martinson	Solberg
Christensen, R.	Hickle	Matheny	Stollenow
Dick	Hildebrand	Metzger	Stone
Dornacker	Hilleboe	Meyer	Streibel
Dotzenrod	Jacob	Miedema	Strinden
Eagles	Jacobson	Murphy	Timm
Erickson	Jaeger	Nermyr	Tinjum
Freborg	Johnson, K.	Olin	Tweten
Froeber	Kermott	Olson	Vander Vorst
Gackle	Kingsbury	Opedahl	Wagner
Ganser	Kloubec	Orange	Watkins
Garnas	Knudson	Poyzer	Welder
Gengler	Kretschmar	Rau	Wilkie
Gronneberg	LaGrave	Raymond	Winkjer
Grubb	Lang	Reimers	Mr. Speaker
Gunderson	Larson	Rice	

Those voting in the negative were:

Backes	Langley	McGauvran	Weber
Fleming	Laughlin	Mertens	Winge
Johnson, H.	Livingston		

Absent and not voting:

Hensrud	Lundene	Peterson	Thorsgard
Jenkins			

So the bill passed and the title was agreed to.

Senate Bill No. 2259. A Bill for an Act to amend and reenact section 57-55-10 of the North Dakota Century Code, relating to exemptions and exceptions to the taxation of mobile homes.

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, 8.

Those voting in the affirmative were:

Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Leibhan	Royse
Bassingthwaite	Hendrickson	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Strinden
Eagles	Jaeger	Metzger	Timm
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Murphy	Vander Vorst
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker
Hartl	Laske		

Absent and not voting:

Atkinson	Jenkins	Olin	Scotfield
Hensrud	Lundene	Olson	Thorsgard

So the bill passed and the title was agreed to.

Senate Bill No. 2289. A Bill for an Act to amend and reenact section 21-04-14 of the North Dakota Century Code, relating to bid proposals for public deposits.

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, 24; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rice
Austin	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royse
Berg	Hentges	Linderman	Rued
Bridston	Herman	Lodoen	Schindler
Christensen, R.	Hickle	Marsden	Scotfield
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Metzger	Streibel
Dotzenrod	Jenkins	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Murphy	Tweten
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Orange	Welder
Garnas	LaGrave	Peterson	Winge
Gengler	Lang	Rau	Winkjer

Gronneberg	Langley	Raymond	Mr. Speaker
Hartl	Larson	Reimers	

Those voting in the negative were:

Backes	Hausauer, A.	Livingston	Rundle
Bassingthwaite	Hildebrand	McGauvran	Solberg
Christensen, H.	Jacobson	Matheny	Stoltenow
Fleming	Jaeger	Mertens	Tinjum
Grubb	Johnson, H.	Opedahl	Weber
Gunderson	Laughlin	Poyzer	Wilkie

Absent and not voting:

Hensrud	Lundene	Thorsgard
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So the bill passed and the title was agreed to.

Senate Bill No. 2296. A Bill for an Act to create and enact section 11-16-15 of the North Dakota Century Code, relating to the calling of a state's attorney's inquiry; and to repeal section 11-19A-09 and 11-19A-17 of the North Dakota Century Code, relating to state's attorneys' inquiries in counties of over eight thousand population.

Which has been 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, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Leibhan	Rivinius
Backes	Hausauer, L.	Linderman	Royse
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	McGauvran	Schindler
Bridston	Hickle	Marsden	Scofield
Christensen, H.	Hildebrand	Martinson	Solberg
Christensen, R.	Hilleboe	Matheny	Stoltenow
Dick	Jacob	Mertens	Stone
Dornacker	Jacobson	Metzger	Streibel
Dotzenrod	Jaeger	Meyer	Strinden
Eagles	Jenkins	Miedema	Timm
Erickson	Johnson, H.	Murphy	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Hartl	Laughlin		

Absent and not voting:

Hensrud	Larson	Lundene	Thorsgard
---------	--------	---------	-----------

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. 1419

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Representative Jacobson 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. 1419

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following,

House Bill No. 1419

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged

Senate Bill No. 2003

Senate Bill No. 2018

Senate Bill No. 2020

Senate Bill No. 2045

Senate Bill No. 2144

Senate Bill No. 2158

Senate Bill No. 2201

Senate Bill No. 2249

Senate Bill No. 2277

Senate Bill No. 2281

Senate Bill No. 2291

Senate Bill No. 2321

Senate Bill No. 2331

Senate Bill No. 2364

Senate Concurrent Resolution No. 4063

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1419

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1159

House Bill No. 1393

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1012

House Bill No. 1055

House Bill No. 1114

House Bill No. 1120

House Bill No. 1131

House Bill No. 1176

House Bill No. 1204

House Bill No. 1214

House Bill No. 1233

House Bill No. 1276

House Bill No. 1319

House Bill No. 1320

House Bill No. 1324
 House Bill No. 1334
 House Bill No. 1370
 House Bill No. 1371
 House Bill No. 1384
 House Bill No. 1388
 House Bill No. 1391
 House Bill No. 1406
 House Bill No. 1426
 House Bill No. 1440
 House Bill No. 1479
 House Bill No. 1519
 House Concurrent Resolution No. 3018
 Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:
 Senate Concurrent Resolution No. 4070
 Senate Concurrent Resolution No. 4074
 Which the Senate has passed and your favorable consideration
 is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
 House Bill No. 1158
 House Bill No. 1183
 House Bill No. 1272
 House Bill No. 1328
 House Bill No. 1380
 House Bill No. 1458
 Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO

HOUSE BILL No. 1158

On page 1, line 14, of the engrossed bill, after the word "and"
 insert "offered"

PROPOSED AMENDMENTS TO

HOUSE BILL No. 1183

On page 1 of the engrossed bill, delete lines 14 through 20 and
 insert in lieu thereof the following:

"(3) Under the age of ((twenty-one)) **nineteen** years and a stu-
 dent regularly attending ((a high school,)) and making
 satisfactory progress ((,)) in pursuance of a course of study
 ((leading to a high school diploma or its equivalent, or
 regularly attending and making satisfactory progress in a
 course)) of **academic or vocational** ((or technical)) train-
 ing designed to fit him for gainful employment ((;))."

And renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO

HOUSE BILL No. 1272

On page 1, line 1, delete the word "sections" and insert in lieu
 thereof the word "section" and delete the following: "and 53-05-08"

On page 1, line 3, delete "and certain other public places"

On page 1, line 8, delete the word "Sections" and insert in lieu
 thereof the word "Section" and delete the following: "and 53-05-08"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO

HOUSE BILL No. 1328

On page 1, line 23, after "institutions" insert "or their designated
 representatives"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1380

On page 1, line 19, after the word "include" insert "days actually lost," and after the words "five days" insert a comma
Renumber the lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1458

On page 1, line 3 of the engrossed bill, after the word "drivers" insert the following: "and declaring an emergency"

On page 2, line 9, 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.

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills

Senate Bill No. 2182

Senate Bill No. 2200

Senate Bill No. 2403

refused to concur in House amendment to Senate Bill No. 2111 and the President has appointed as a conference committee to act with a like committee from the House,

Senator Goldberg

Senator Jacobson

Senator Gronhovd

LEO LEIDHOLM, Secretary of Senate

SECOND READING OF SENATE BILLS

Senate Bill No. 2333. A Bill for an Act to amend and reenact section 54-06-04.1 of the North Dakota Century Code, relating to reports to be made by state agencies charging 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, 97; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse
Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Hilleboe	Martinson	Solberg
Christensen, R.	Jacobson	Matheny	Stoltenow
Dick	Jaeger	Mertens	Stone
Dörnacker	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Murphy	Tinjum
Fleming	Kingsbury	Nermyr	Tweten
Freborg	Kloubec	Olin	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge

Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland			
Absent and not voting:			
Gengler	Jacob	Lundene	Thorsgard
Hensrud			

So the bill passed and the title was agreed to.

Senate Bill No. 2342. A Bill for an Act to amend and reenact subsection 7 of section 57-23-04 of the North Dakota Century Code, relating to the abatement or refund of taxes by county commissioners in cases of property destroyed or injured by fire, flood, or tornado; and to repeal subsection 4 of section 57-02-11 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, 97; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Backes	Hentges	Linderman	Royse
Backlin	Herman	Livingston	Rued
Bassingthwaite	Hickle	Lodoen	Rundle
Berg	Hildebrand	McGauvran	Schindler
Bridston	Hilleboe	Marsden	Scofield
Christensen, H.	Jacob	Martinson	Solberg
Christensen, R.	Jacobson	Matheny	Stoltenow
Dick	Jaeger	Mertens	Stone
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland			

Absent and not voting:

Dornacker	Hensrud	Lundene	Thorsgard
Hausauer, L.			

So the bill passed and the title was agreed to.

Senate Bill No. 2344. A Bill for an Act to amend and reenact section 25-09-04 of the North Dakota Century Code, relating to liability of relatives for expenses of care and treatment of patients of the state hospital, state school, and San Haven 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, 95; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse

Backlin	Hendrickson	Linderman	Rued
Berg	Hentges	Livingston	Rundle
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Marsden	Scotfield
Christensen, R.	Hildebrand	Martinson	Stoltenow
Dick	Hilleboe	Matheny	Stone
Dornacker	Jacob	Mertens	Streibel
Dotzenrod	Jacobson	Metzger	Strinden
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker
Hartl	Laske	Reimers	

Those voting in the negative were:

Bassingthwaite McGauvran Solberg

Absent and not voting:

Hensrud Jaeger Lundene Thorsgard

So the bill passed and the title was agreed to.

Senate Bill No. 2345. A Bill for an Act to authorize the director of the North Dakota mental health and retardation division of the state health department to sell and convey certain lands, owned by the state of North Dakota and used by the state hospital, at public auction or by sealed bids, the proceeds of which will be used for the benefit of the state hospital, 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, 4; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Reimers
Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Linderman	Royse
Bassingthwaite	Hendrickson	Livingston	Rued
Berg	Hentges	Lodoen	Rundle
Bridston	Herman	McGauvran	Schindler
Christensen, H.	Hickle	Marsden	Solberg
Christensen, R.	Hildebrand	Martinson	Stoltenow
Dick	Hilleboe	Matheny	Stone
Dornacker.	Jacob	Mertens	Streibel
Dotzenrod	Jacobson	Metzger	Strinden
Eagles	Jaeger	Meyer	Timm
Erickson	Jenkins	Miedema	Tinjum
Fleming	Johnson, H.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Winge
Gronneberg	Lang	Rau	Winkjer
Grubb	Langley	Raymond	Mr. Speaker
Gunderson	Larson		

Those voting in the negative were:

Johnson, K.	Leibhan	Murphy	Wilkie
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Absent and not voting:

Hensrud	Lundene	Scotfield	Thorsgard
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILLS

House Bill No. 1058. A Bill for an Act to amend and reenact subsection 2 of section 27-09.1-08 of the North Dakota Century Code, relating to disqualification of jurors and lowering the age to eighteen.

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, 16; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Reimers
Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Leibhan	Royse
Bassingthwaite	Hendrickson	Linderman	Rundle
Berg	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Solberg
Christensen, H.	Hickle	McGauvran	Stone
Christensen, R.	Hildebrand	Martinson	Streibel
Dick	Hilleboe	Matheny	Strinden
Dornacker	Jacob	Mertens	Timm
Dotzenrod	Jacobson	Metzger	Tinjum
Eagles	Jenkins	Meyer	Vander Vorst
Erickson	Johnson, H.	Nermyr	Wagner
Fleming	Johnson, K.	Olin	Watkins
Froeber	Kermott	Opedahl	Weber
Ganser	Knudson	Orange	Wilkie
Garnas	Kretschmar	Peterson	Winge
Gengler	LaGrave	Poyzer	Winkjer
Gronneberg	Lang	Rau	Mr. Speaker
Gunderson	Langley	Raymond	

Those voting in the negative were:

Freborg	Kingsbury	Miedema	Stoltenow
Gackle	Kloubec	Murphy	Tweten
Grubb	Laske	Olson	Welder
Jaeger	Marsden	Rued	

Absent and not voting:

Hensrud	Lundene	Scotfield	Thorsgard
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So the bill passed and the title was agreed to.

House Bill No. 1122. A Bill for an Act to amend and reenact section 35-27-25 of the North Dakota Century Code, relating to the length of time suit can be commenced to enforce a mechanic's lien.

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, 3; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius

Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hildebrand	Marsden	Scofield
Christensen, R.	Hilleboe	Martinson	Solberg
Dick	Jacob	Matheny	Stoltenow
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Grubb	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker

Those voting in the negative were:
 Gunderson Kingsbury Stone

Absent and not voting:
 Hensrud Lundene Thorsgard

So the bill passed and the title was agreed to.

House Bill No. 1265. A Bill for an Act to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to Juvenile court personnel.

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, 16; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Reimers
Austin	Hausauer, L.	Laughlin	Rice
Backes	Hendrickson	Lee	Rivinius
Backlin	Hentges	Linderman	Royse
Bassingthwaite	Herman	Livingston	Rued
Berg	Hickle	Lodoen	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jenkins	Metzger	Strinden
Dotzenrod	Johnson, H.	Miedema	Timm
Eagles	Kermott	Nermyr	Tinjum
Fleming	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Winge
Gronneberg	Lang	Poyzer	Winkjer
Hartl	Langley	Rau	Mr. Speaker
Haugland	Larson	Raymond	

Those voting in the negative were:

Erickson	Gunderson	McGauvran	Solberg
Freborg	Jaeger	Meyer	Tweten
Gackle	Johnson, K.	Murphy	Welder
Grubb	Leibhan	Rundle	Wilkie

Absent and not voting:

Hensrud Lundene Thorsgard

So the bill passed and the title was agreed to.

House Bill No. 1284. A Bill for an Act to provide that county registers of deeds notify county auditors, or send copies to them, of deeds, plats, and vacations of plats, streets, or roads at the time of filing.

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, 99; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackie	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker
Hartl	Laske	Reimers	

Absent and not voting:

Hensrud Lundene Thorsgard

So the bill passed and the title was agreed to.

House Bill No. 1433. A Bill for an Act to regulate certain commercial activities on school premises and to provide for the accounting of proceeds to school boards; to repeal section 15-49-10 of the North Dakota Century Code, relating to solicitations and sales in schools; 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, 98; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse
Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Hilleboe	Martinson	Solberg
Christensen, R.	Jacob	Matheny	Stoltenow

Dick	Jacobson	Mertens	Stone
Dornacker	Jaeger	Metzger	Streibel
Dotzenrod	Jenkins	Meyer	Strinden
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland	Laughlin		

Absent and not voting:

Garnas	Hensrud	Lundene	Thorsgard
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So the bill passed and the title was agreed to.

MOTIONS

Rep. Hilleboe moved that the House do not concur on the Senate amendments to House Bill No. 1057, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Atkinson moved that the House do not concur on the Senate amendments to House Bill No. 1067, 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 on the Senate amendments to House Bill No. 1223, and that House Bill No. 1223 be placed on the calendar.

FIRST READING OF SENATE RESOLUTIONS

Senate Concurrent Resolution No. 4029. 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 and the Medical Assistance Program on Federal Indian reservations.

Which was read the first time and referred to the Committee on Social Welfare.

Senate Concurrent Resolution No. 4036. A Concurrent Resolution urging the Aviation Subcommittee of the Commerce Committee of the United States Senate to give favorable consideration to Senate Bill No. 3460, which authorizes the United States Civil Aeronautics Board to contract for experimental commuter airline service to be provided to small communities in sparsely populated states, such as North Dakota.

Which was read the first time and referred to the Committee on Transportation.

Rep. Streibel moved that the House stand in recess until 4:00 p.m., which motion prevailed.

The House reconvened at 4:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following to a Conference Committee on House Bill No. 1057:

Rep. Hentges
Rep. Kermott
Rep. Linderman

Speaker Bunker announced the appointment of the following to a Conference Committee on House Bill No. 1067:

Rep. H. Christensen
 Rep. Austin
 Rep. Dotzenrod

Speaker Bunker announced the appointment of the following to a Conference Committee on Senate Bill No. 2111:

Rep. Herman
 Rep. Kloubec
 Rep. Gengler

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Judiciary to whom was referred Senate Concurrent Resolution No. 4022 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Atkinson
 Rep. Austin
 Rep. H. Christensen
 Rep. Dick
 Rep. Dotzenrod
 Rep. Gronneberg
 Rep. Grubb
 Rep. Olson
 Rep. Rundle
 Rep. Vander Vorst

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Judiciary to whom was referred Senate Concurrent Resolution No. 4022 has had the same under consideration and recommends that the same do pass.

Rep. Stone
 Rep. Kretschmar
 Rep. LaGrave
 Rep. Lundene

REP. ATKINSON, Chairman

Rep. Kretschmar moved that the report of the Minority be substituted for that of the Majority.

Rep. Jaeger: "Mr. Speaker:

"I request that my brief remarks be printed in the Journal.

"For many years the people in our individual states have exercised their sovereignty and have enacted certain protective legislation in behalf of women. With the ratification of the proposed amendment, we would close the door on any state and the people therein wishing to exercise their sovereignty in passing protective legislation on behalf of women and would also nullify any protective legislation enacted up to date, throwing our women to the mercy of the courts. I do not believe that when our political parties cited equality in their platforms, they meant to destroy the rights of the people within the individual states from enacting protective legislation on behalf of a segment of society.

"I hope you see fit to protect the sovereign rights of our people and preserve their rights of self-determination in this matter by rejecting the report of the Minority."

Rep. Watkins requested a recorded roll call vote on the motion of Rep. Kretschmar, which request was granted.

The question then was on the motion of Rep. Kretschmar that the Report of the Minority be substituted for the Report of the Majority.

ROLL CALL

The roll was called and there were ayes, 49; nays, 51; absent and not voting, 2.

Those voting in the affirmative were:

Backes	Jacob	Livingston	Royce
Backlin	Jacobson	Lodoen	Solberg
Bassingthwaite	Jenkins	Lundene	Stone
Berg	Johnson, H.	McGauvran	Streibel
Bridston	Kloubec	Martinson	Strinden
Eagles	Kretschmar	Mertens	Tinjum
Fleming	LaGrave	Miedema	Vander Vorst
Garnas	Langley	Orange	Wagner
Gengler	Larson	Poyzer	Watkins
Hausauer, L.	Laske	Rau	Wilkie
Hendrickson	Leibhan	Raymond	Winge
Hentges	Linderman	Reimers	Mr. Speaker
Hilleboe			

Those voting in the negative were:

Atkinson	Grubb	Lang	Rice
Austin	Gunderson	Laughlin	Rivinius
Christensen, H.	Hartl	Lee	Rued
Christensen, R.	Haugland	Marsden	Rundle
Dick	Hausauer, A.	Matheny	Schindler
Dornacker	Herman	Metzger	Scofield
Dotzenrod	Hickle	Meyer	Stoltenow
Erickson	Hildebrand	Murphy	Timm
Freborg	Jaeger	Nermyr	Twetén
Froeber	Johnson, K.	Olin	Weber
Gackle	Kermott	Olson	Welder
Ganser	Kingsbury	Opedahl	Winkjer
Gronneberg	Knudson	Peterson	

Absent and not voting:

Hensrud Thorsgard

The question then was on the motion of Rep. Rundle to adopt the report of the Majority on Senate Concurrent Resolution No. 4022, which motion prevailed.

Senate Concurrent Resolution No. 4022 was indefinitely postponed.

Rep. Atkinson moved that the vote by which the motion of Rep. Rundle to adopt the Committee Report on Senate Concurrent Resolution No. 4022 prevailed be reconsidered, and the motion to reconsider be laid on the table, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Raymond: "Mr. Speaker and Members of the Assembly:

"I rise on a point of personal privilege.

"Now that we have finished with the business at hand, I would like to take just a moment to point out to you the Memorial Service this afternoon, and it would be incumbent upon us to pay our respect and express our thanks for the wonderful job done by Rep. Olson and our Assistant Sergeant-at-Arms, A. E. Smith."

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to:

House Bill No. 1057
House Bill No. 1067

And the Speaker has appointed as a conference committee to act with a like committee from the Senate:

On House Bill No. 1057
Rep. Hentges
Rep. Kermott
Rep. Lindermann

On House Bill No. 1067

Rep. H. Christensen
Rep. Atustin
Rep. Dotzenrod

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 1058
House Bill No. 1122
House Bill No. 1265
House Bill No. 1284
House Bill No. 1433

ROY GILBREATH, Chief Clerk

House Chamber

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. 2111

Rep. Herman
Rep. Kloubec
Rep. Gengler

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1419

Was delivered to the Governor for his approval at the hour of 3:00 o'clock p.m., February 22, 1973.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the House stand recessed until 12:30 p.m., Friday, February 23, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

**THIRTY-EIGHTH DAY AFTER RECESS
AND THIRTY-NINTH DAY**

Bismarck, February 23, 1973

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

SIXTH ORDER OF BUSINESS

Rep. Laske has moved that the amendments to Senate Bill No. 2030 as recommended by the Committee on Social Welfare as printed on page 865 of the House Journal be adopted, which motion prevailed.

Rep. Raymond has moved that the amendments to Senate Bill No. 2107 as recommended by the Committee on Education as printed on page 865 of the House Journal be adopted, which motion prevailed.

Rep. Metzger has moved that the amendments to Senate Bill No. 2168 as recommended by the Committee on Natural Resources as printed on page 866 of the House Journal be adopted, which motion prevailed.

Rep. Hendrickson has moved that the amendments to Senate Bill No. 2210 as recommended by the Committee on Social Welfare as printed on page 866 of the House Journal be adopted, which motion prevailed.

Rep. Matheny has moved that the amendments to Senate Bill No. 2233 as recommended by the Committee on Agriculture as printed on page 867 of the House Journal be adopted, which motion prevailed.

Rep. Larson has moved that the amendments to Senate Bill No. 2267 as recommended by the Committee on Social Welfare as printed on page 867 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Berg moved that the House reconsider its action by which Senate Bill No. 2178 was passed, which motion prevailed.

Rep. Berg moved that Senate Bills Nos. 2178 and 2180 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Lang moved that Senate Bill No. 2224 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Lang moved that Senate Bill No. 2224 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2023. A Bill for an Act to amend and reenact section 46-02-15 of the North Dakota Century Code, relating to where state and other political subdivision printing is to be done.

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, 1; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Linderman	Rivinius
Austin	Hausauer, L.	Livingston	Royse
Backes	Hendrickson	Lodoen	Rued
Backlin	Hentges	Lundene	Rundle
Bassingthwaite	Herman	McGauvran	Schindler
Berg	Hickle	Marsden	Scofield
Bridston	Hildebrand	Martinson	Solberg
Christensen, H.	Jacobson	Matheny	Stoltenow
Christensen, R.	Jaeger	Mertens	Stone
Dick	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Thorsgard
Fleming	Kermott	Murphy	Timm
Freborg	Kingsbury	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Larson	Poyzer	Wilkie
Grubb	Laske	Rau	Winge
Gunderson	Laughlin	Raymond	Winkjer
Hartl	Lee	Reimers	Mr. Speaker
Haugland	Leibhan	Rice	

Those voting in the negative were:

Wagner

Absent and not voting:

Dornacker	Hensrud	Jacob	Langley
Erickson	Hilleboe		

So the bill passed and the title was agreed to.

Senate Bill No. 2055. A Bill for an Act to create and enact subsection 2 of section 39-10-28 of the North Dakota Century Code, and to amend and reenact subsection 1 of section 39-10-28 of the North Dakota Century Code, relating to pedestrians crossing at intersections.

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, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rivinius
Austin	Hausauer, A.	Linderman	Royse
Backes	Hausauer, L.	Livingston	Rued
Backlin	Hendrickson	Lodoen	Rundle
Bassingthwaite	Hentges	Lundene	Schindler
Berg	Herman	McGauvran	Scofield
Bridston	Hickle	Marsden	Solberg
Christensen, H.	Jacob	Martinson	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner

Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Peterson	Weber
Gengler	Lang	Poyzer	Welder
Gronneberg	Larson	Rau	Wilkie
Grubb	Laske	Raymond	Winge
Gunderson	Laughlin	Reimers	Winkjer
Hartl	Lee	Rice	Mr. Speaker

Absent and not voting:

Dornacker	Hildebrand	Langley	Orange
Hensrud	Hilleboe		

So the bill passed and the title was agreed to.

Senate Bill No. 2097. A Bill for an Act to provide for the licensing of operators of surface ambulance services; to provide a fee therefor; to provide standards for qualifying as licensed operators of ambulance services; to provide for a penalty; and to provide for 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, 53; nays, 44; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Linderman	Rau
Austin	Hendrickson	Livingston	Raymond
Backes	Herman	Lodoen	Rued
Backlin	Hildebrand	Lundene	Stone
Bassingthwaite	Jacob	McGauvran	Streibel
Berg	Jacobson	Martinson	Strinden
Bridston	Kermott	Metzger	Timm
Christensen, H.	Kingsbury	Meyer	Tinjum
Eagles	Knudson	Miedema	Wagner
Erickson	Kretschmar	Opedahl	Watkins
Froeber	LaGrave	Orange	Welder
Garnas	Larson	Peterson	Winge
Gengler	Laske	Poyzer	Mr. Speaker
Haugland			

Those voting in the negative were:

Christensen, R.	Hausauer, L.	Leibhan	Rundle
Dick	Hentges	Marsden	Schindler
Dotzenrod	Hickle	Matheny	Scofield
Fleming	Jaeger	Mertens	Solberg
Freborg	Jenkins	Murphy	Stoltenow
Gackle	Johnson, H.	Nermyr	Thorsgard
Ganser	Johnson, K.	Olin	Tweten
Gronneberg	Kloubec	Olson	Vander Vorst
Grubb	Lang	Reimers	Weber
Gunderson	Laughlin	Rice	Wilkie
Hartl	Lee	Rivinius	Winkjer

Absent and not voting:

Dornacker	Hilleboe	Langley	Roysel
Hensrud			

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation 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 1, delete the word "section" and insert in lieu thereof the word "sections" and also on line 1, after the numerals "39-16-03" insert "and 39-16-03.1"

On page 2, following line 22, insert the following: "SECTION 2. AMENDMENT.) Section 39-16-03.1 of the 1971 Supplement to

the North Dakota Century Code is hereby amended and reenacted to read as follows:

39-16-03.1. ENTRIES ON DRIVER RECORD ABSTRACTS MORE THAN ((FIVE))) **THREE** YEARS OLD CONFIDENTIAL.) Notwithstanding any other provisions of this chapter, no entry more than ((five))) **three** years old on a driver record or abstract shall be available to the public, except for statistical purposes, other than by order of a court of competent jurisdiction."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. BERG, Vice Chairman

Rep. Garnas 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. 2065 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2 of the engrossed bill, delete the words "and section 47-26-05"

On page 1, line 4 delete the following "; and providing a penalty"

On page 1, line 12, before the word "**three**" insert the words "**at least**"

On page 1, line 14 delete the number "**12**" and insert in lieu thereof the number "**12½**"

On page 1, line 19 insert beginning triple parentheses before the word "forty-eight" and ending triple parentheses after the word "and" and also in line 20 insert beginning triple parentheses before and after the word "less" and insert in lieu thereof the word "**forty**"

On page 1, line 20 after the word "high" insert an underlined comma and also insert triple parentheses before and after the word "and" and also in line 20 insert beginning triple parentheses before and after the word "less" and insert in lieu thereof the word "**more**"

On page 1, line 21 after the word "ground" insert the following: "**and no two adjacent wires shall be separated by more than sixteen inches**"

On page 1, delete lines 22 through 24

On page 2, delete lines 1 through 30

And renumber the pages and 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 Transportation to whom was referred Senate Bill No. 2130 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. Garnas 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. 2137 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. Garnas 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. 2155 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. Rued 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. 2204 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. 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 Senate Bill No. 2222 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2222 was indefinitely postponed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 2241 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 Social Welfare to whom was referred Senate Bill No. 2243 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 Senate Bill No. 2264 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. 2278 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Wilkie 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. 2295 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Jacob 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. 2301 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Tinjum 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 Senate Bill No. 2328 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Hendrickson moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2328 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2375 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Kloubec 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. 2376 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. A. Hausauer 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. 2377 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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 Senate Concurrent Resolution No. 4011 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. Poyzer 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 Senate Concurrent Resolution No. 4016 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Jacob 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 Senate Concurrent Resolution No. 4017 has had the same under consideration and recommends that the same do pass.

REP. RUNDLE, Chairman

Rep. Dotzenrod moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2098. A Bill for an Act to amend and reenact section 11-19A-17 of the North Dakota Century Code, relating to a limitation on the application of chapter 11-19A and excepting 11-19A-03 from the limitation.

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, 14.

Those voting in the affirmative were:

Austin	Haugland	Livingston	Rivinius
Backes	Hausauer, A.	Lodoen	Rued
Backlin	Hendrickson	Lundene	Rundle
Berg	Herman	McGauvran	Schindler
Bridston	Hickle	Marsden	Scofield
Christensen, H.	Jacob	Martinson	Solberg
Christensen, R.	Jacobson	Matheny	Stoltenow
Dick	Jaeger	Mertens	Stone

Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Poyzer	Welder
Gronneberg	Larson	Rau	Wilkie
Grubb	Laughlin	Raymond	Winge
Gunderson	Lee	Reimers	Winkjer
Hartl	Linderman	Rice	Mr. Speaker

Absent and not voting:

Atkinson	Hensrud	Langley	Peterson
Bassingthwaite	Hentges	Laske	Royse
Dornacker	Hildebrand	Leibhan	Thorsgard
Hausauer, L.	Hilleboe		

So the bill passed and the title was agreed to.

Senate Bill No. 2131. A Bill for an Act to amend and reenact section 60-05-02 of the North Dakota Century Code, relating to examination of financial accounts of elevator or warehouse by competent examiner.

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, 10.

Those voting in the affirmative were:

Austin	Hausauer, L.	Livingston	Rivinius
Backes	Hendrickson	Lodoen	Rued
Backlin	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Solberg
Dick	Jacobson	Matheny	Stoltenow
Dotzenrod	Jaeger	Mertens	Stone
Eagles	Jenkins	Metzger	Streibel
Erickson	Johnson, H.	Meyer	Strinden
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Orange	Weber
Gronneberg	Lang	Peterson	Welder
Grubb	Larson	Poyzer	Wilkie
Gunderson	Laske	Rau	Winge
Hartl	Laughlin	Raymond	Winkjer
Haugland	Lee	Reimers	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Christensen, H.	Linderman	Rice
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Absent and not voting:

Atkinson	Hensrud	Langley	Royse
Bassingthwaite	Hentges	Leibhan	Thorsgard
Dornacker	Hilleboe		

So the bill passed and the title was agreed to.

Senate Bill No. 2146. A Bill for an Act to authorize the state park service to lease the Lewis and Clark public use develop-

ment area and the Fort Stevenson public use development area from the army corps of engineers for twenty-five years and to make these areas part of the state park 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Reimers
Austin	Hausauer, L.	Leibhan	Rice
Backes	Hendrickson	Linderman	Rivinius
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scotfield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dotzenrod	Jacobson	Matheny	Stone
Eagles	Jaeger	Mertens	Streibel
Erickson	Jenkins	Metzger	Strinden
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Murphy	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olin	Wagner
Garnas	Knudson	Olson	Watkins
Gengler	Kretschmar	Opedahl	Weber
Gronneberg	LaGrave	Orange	Welder
Grubb	Lang	Peterson	Wilkie
Gunderson	Larson	Poyzer	Winge
Hartl	Laske	Rau	Winkjer
Haugland	Laughlin	Raymond	Mr. Speaker

Absent and not voting:

Backlin	Hensrud	Roysel	Thorsgard
Dornacker	Langley		

So the bill passed and the title was agreed to.

Senate Bill No. 2156. A Bill for an Act to amend and reenact section 39-04-06 of the North Dakota Century Code, relating to motor vehicle registration fees paid by NSF checks; providing for the cost of collection.

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, 5; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Linderman	Rice
Austin	Hausauer, A.	Livingston	Rivinius
Backes	Hausauer, L.	Lodoen	Rued
Bassingthwaite	Hendrickson	Lundene	Schindler
Berg	Hentges	McGauvran	Scotfield
Bridston	Herman	Marsden	Solberg
Christensen, H.	Hickle	Martinson	Stoltenow
Christensen, R.	Hilleboe	Matheny	Stone
Dick	Jacob	Mertens	Streibel
Dotzenrod	Jacobson	Metzger	Strinden
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner

Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Grubb	Laske	Raymond	Winkjer
Gunderson	Laughlin	Reimers	Mr. Speaker
Hartl	Lee		

Those voting in the negative were:

Hildebrand	Leibhan	Murphy	Rundle
Jaeger			

Absent and not voting:

Backlin	Hensrud	Langley	Thorsgard
Dornacker	Kretschmar	Royse	

So the bill passed and the title was agreed to.

Senate Bill No. 2169. A Bill for an Act to amend and reenact section 50-06-03 of the 1971 Supplement to the North Dakota Century Code, relating to the term of office of social service board members, 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, 85; nays, 12; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Reimers
Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Rued
Backlin	Hendrickson	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Scofield
Christensen, H.	Hickle	Lundene	Solberg
Christensen, R.	Hildebrand	McGauvran	Stone
Dick	Hilleboe	Marsden	Streibel
Dotzenrod	Jacob	Martinson	Strinden
Eagles	Jacobson	Matheny	Timm
Erickson	Jenkins	Mertens	Tinjum
Fleming	Johnson, H.	Meyer	Tweten
Freborg	Johnson, K.	Miedema	Vander Vorst
Froeber	Kermott	Nermyr	Wagner
Gackle	Kloubec	Olin	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Wilkie
Gengler	LaGrave	Peterson	Winge
Gronneberg	Lang	Rau	Winkjer
Grubb	Larson	Raymond	Mr. Speaker
Hartl			

Those voting in the negative were:

Berg	Kingsbury	Murphy	Rice
Gunderson	Leibhan	Olson	Stoltenow
Jaeger	Metzger	Poyzer	Welder

Absent and not voting:

Dornacker	Langley	Royse	Thorsgard
Hensrud			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2173. A Bill for an Act to amend and reenact section 52-06-04 of the 1971 Supplement to the North Dakota Century Code, relating to schedule of unemployment compensation benefits, qualifying wages and definitions.

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, 29; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hentges	Linderman	Rivinius
Austin	Herman	Livingston	Royce
Backes	Hildebrand	Lodoen	Schindler
Bassingthwaite	Jacob	Lundene	Scofield
Bridston	Jacobson	Martinson	Solberg
Dick	Jenkins	Matheny	Stone
Eagles	Johnson, H.	Mertens	Streibel
Erickson	Kermott	Metzger	Strinden
Fleming	Kloubec	Meyer	Timm
Freborg	Knudson	Olin	Tinjum
Froeber	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Larson	Poyzer	Wilkie
Gronneberg	Laske	Rau	Winge
Haugland	Laughlin	Raymond	Winkjer
Hausauer, A.	Leibhan	Reimers	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:

Backlin	Hartl	McGauvran	Rued
Berg	Hendrickson	Marsden	Rundle
Christensen, H.	Hickle	Miedema	Stollenow
Christensen, R.	Jaeger	Murphy	Thorsgard
Dotzenrod	Johnson, K.	Nermyr	Tweten
Gackle	Kingsbury	Olson	Vander Vorst
Grubb	Lee	Rice	Welder
Gunderson			

Absent and not voting:

Dornacker	Hensrud	Hilleboe	Langley
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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-NINTH DAY

Bismarck, February 23, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Gerhard Harms, Pastor, Bethel Lutheran Church, Bismarck.

Roll was called, and all members were present except Reps. Dornacker, Hensrud, Langley and Peterson.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-seventh Day After Recess and Thirty-eighth Day, and finds the same to be correct.

REP. GUNDERSON, Chairman

Rep. Backlin moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2186. A Bill for an Act to amend and reenact section 52-04-03 of the 1971 Supplement to the North Dakota Century

Code, relating to rate of unemployment tax and wages subject to tax; 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, 0; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
Austin	Hendrickson	Linderman	Royse
Backes	Hentges	Livingston	Rued
Backlin	Herman	Lodoen	Rundle
Bassingthwaite	Hickle	Lundene	Schindler
Berg	Hildebrand	McGauvran	Scofield
Bridston	Hilleboe	Marsden	Solberg
Christensen, H.	Jacob	Martinson	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Weber
Gengler	Lang	Poyzer	Welder
Gronneberg	Larson	Rau	Wilkie
Grubb	Laske	Raymond	Winge
Gunderson	Laughlin	Reimers	Winkjer
Hartl	Lee	Rice	Mr. Speaker
Haugland			

Absent and not voting:

Dornacker	Hensrud	Langley	Olin
Hausauer, L.			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2208. A Bill for an Act to create and enact sections 43-29-05.1 and 43-29-16.1 of the North Dakota Century Code, relating to the executive secretary of the state board of veterinary medical examiners and abandonment of animals by the owner; and to amend and reenact sections 43-29-01, 43-29-02, 43-29-03, 43-29-05, 43-29-06, 43-29-07, 43-29-08, 43-29-09, 43-29-11, 43-29-13, 43-29-14, 43-29-15, and subsection 3 of section 43-29-17 of the North Dakota Century Code, relating to purposes, appointment, qualifications, officers, rules and regulations, examinations, compensation, application for licenses, fees, renewals, temporary permits, exemptions, refusal to issue and grounds for revocation of licenses, hearings and penalties of the state board of veterinary medical examiners.

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, 5; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Livingston	Rivinius
Austin	Hendrickson	Lodoen	Royse
Backlin	Hentges	Lundene	Rued
Bassingthwaite	Herman	McGauvran	Rundle
Berg	Hickle	Marsden	Schindler

Bridston	Hilleboe	Martinson	Scotfield
Christensen, H.	Jacob	Matheny	Solberg
Christensen, R.	Jacobson	Mertens	Stone
Dick	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Thorsgard
Erickson	Kermott	Murphy	Timm
Fleming	Kingsbury	Nermyr	Tinjum
Freborg	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Larson	Poyzer	Welder
Gronneberg	Laske	Rau	Wilkie
Gunderson	Laughlin	Raymond	Winge
Hartl	Lee	Reimers	Winkjer
Haugland	Linderman	Rice	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Grubb	Jaeger	Leibhan	Stoltenow
Hildebrand			

Absent and not voting:

Backes	Dornacker	Hensrud	Langley
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So the bill passed and the title was agreed to.

Senate Bill No. 2231. A Bill for an Act to transfer moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of the 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, 99; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hickle	McGauvran	Scotfield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland	Lee	Rice	

Absent and not voting:

Dornacker	Hensrud	Langley
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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 section 54-10-14 of the North Dakota Century Code as amended by section 3 of chapter 493 of the 1971 Session Laws of North Dakota, relating to auditing of political 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, 99; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hickle	McGauvran	Scofield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Wagner
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland	Lee	Rice	

Absent and not voting:

Dornacker Hensrud Langley

So the bill passed and the title was agreed to.

Senate Bill No. 2260. A Bill for an Act to provide an appropriation for salaries and expenses of the merit system 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, 92; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Leibhan	Royse
Backes	Hausauer, L.	Linderman	Rundle
Backlin	Hendrickson	Livingston	Schindler
Bassingthwaite	Hentges	Lodoen	Scofield
Berg	Herman	Lundene	Solberg
Bridston	Hickle	McGauvran	Stoltenow
Christensen, R.	Hildebrand	Marsden	Stone
Dick	Hilleboe	Martinson	Streibel
Dotzenrod	Jacob	Mertens	Strinden
Eagles	Jacobson	Metzger	Thorsgard
Erickson	Jenkins	Miedema	Timm
Fleming	Johnson, H.	Nermyr	Tinjum
Freborg	Johnson, K.	Olin	Tweten
Froeber	Kermott	Olson	Vander Vorst
Gackle	Kingsbury	Opedahl	Wagner
Ganser	Kloubec	Orange	Watkins

Garnas	Knudson	Peterson	Weber
Gengler	Kretschmar	Poyzer	Welder
Gronneberg	LaGrave	Rau	Wilkie
Grubb	Lang	Raymond	Winge
Gunderson	Larson	Reimers	Winkjer
Hartl	Laughlin	Rice	Mr. Speaker

Those voting in the negative were:

Christensen, H.	Laske	Meyer	Rued
Jaeger	Matheny		

Absent and not voting:

Dornacker	Hensrud	Langley	Murphy
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So the bill passed and the title was agreed to.

ANNOUNCEMENT

Speaker Bunker announced the appointment of the following to a special committee to present a resolution to Rep. Hensrud in Grand Forks: Reps. Raymond, Jacob and Bridston.

SECOND READING OF SENATE BILLS

Senate Bill No. 2266. A Bill for an Act to create and enact section 30-10-02.1 of the North Dakota Century Code, authorizing the appointment of a guardian of the person or estate of a competent person.

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, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rice
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Jacob	Martinson	Solberg
Christensen, R.	Jacobson	Matheny	Stoltenow
Dick	Jaeger	Mertens	Stone
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Thorsgard
Fleming	Kermott	Murphy	Timm
Freborg	Kingsbury	Nermyr	Tinjum
Froeber	Kloube	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Wagner
Garnas	LaGrave	Orange	Watkins
Gengler	Lang	Peterson	Welder
Gronneberg	Larson	Poyzer	Wilkie
Grubb	Laske	Rau	Winge
Gunderson	Laughlin	Raymond	Winkjer
Hartl	Lee	Reimers	Mr. Speaker
Haugland			

Absent and not voting:

Dornacker	Hilleboe	Langley	Weber
Hensrud			

So the bill passed and the title was agreed to.

Senate Bill No. 2268. A Bill for an Act to amend and reenact sections 43-34-03, 43-34-05, and 43-34-10 of the North Dakota Century Code, relating to the licensing of nursing home administrators.

Which has been read.

Rep. Atkinson requested unanimous consent of the House to amend Senate Bill No. 2268, which request was not granted.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 57; nays, 37; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Royse
Austin	Hendrickson	Livingston	Schindler
Backes	Herman	Lundene	Scofield
Backlin	Hickle	Martinson	Stone
Christensen, H.	Hilleboe	Metzger	Streibel
Christensen, R.	Johnson, K.	Nermyr	Strinden
Dotzenrod	Kermott	Olson	Timm
Eagles	Kloubec	Opedahl	Tweten
Fleming	Knudson	Orange	Wagner
Froeber	Kretschmar	Peterson	Watkins
Garnas	LaGrave	Poyzer	Weber
Gengler	Lang	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Haugland	Lee	Rivinius	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Bassingthwaite	Jacobson	McGauvran	Rice
Erickson	Jaeger	Marsden	Rued
Freborg	Jenkins	Matheny	Rundle
Gackle	Johnson, H.	Mertens	Solberg
Ganser	Kingsbury	Meyer	Thorsgard
Grubb	Laske	Miedema	Tinjum
Gunderson	Laughlin	Murphy	Vander Vorst
Hartl	Linderman	Olin	Welder
Hentges	Lodoen	Reimers	Wilkie
Hildebrand			

Absent and not voting:

Berg	Dick	Hensrud	Langley
Bridston	Dornacker	Jacob	Stoltenow

So the bill passed and the title was agreed to.

Senate Bill No. 2315. A Bill for an Act to amend and reenact section 16-13-47.1 of the North Dakota Century Code, relating to the availability of a recount of ballots cast for candidates to a congressional, state, legislative, or county office.

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, 3; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rice
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Schindler
Bassingthwaite	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Timm
Fleming	Johnson, K.	Meyer	Tinjum
Freborg	Kermott	Miedema	Tweten
Froeber	Kingsbury	Murphy	Vander Vorst
Gackle	Kloubec	Nermyr	Wagner

Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Olson	Weber
Gengler	LaGrave	Opedahl	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Larson	Poyzer	Winge
Gunderson	Laske	Rau	Winkjer
Hartl	Laughlin	Raymond	Mr. Speaker
Haugland	Lee	Reimers	

Those voting in the negative were:
 Jaeger Rundle Stone

Absent and not voting:
 Berg Dornacker Jacob Orange
 Bridston Hensrud Langley Royse

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE House Chamber

Mr. President: I have the honor to return herewith the following, which the House passed unchanged:

Senate Bill No. 2083
 Senate Bill No. 2171
 Senate Bill No. 2174
 Senate Bill No. 2244
 Senate Bill No. 2261
 Senate Bill No. 2307
 Senate Bill No. 2360
 Senate Bill No. 2387
 Senate Concurrent Resolution No. 4026
 Senate Concurrent Resolution No. 4051

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2089
 Senate Bill No. 2095

ROY GILBREATH, Chief Clerk

MOTION

Rep. Streibel moved that Senate Bill No. 2337 be re-referred to the Committee on Natural Resources, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2411. A Bill for an Act to amend and reenact section 40-57-02 of the North Dakota Century Code, defining "projects" under the Municipal Industrial Development Act of 1955 as amended, 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, 95; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Livingston	Royse
Austin	Hausauer, L.	Lodoen	Rued
Backes	Hendrickson	Lundene	Rundle
Backlin	Hentges	McGauvran	Schindler
Bassingthwaite	Herman	Marsden	Scotfield
Berg	Hickle	Martinson	Solberg
Christensen, H.	Hilleboe	Matheny	Stoltenow
Christensen, R.	Jacobson	Mertens	Stone
Dick	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden

Eagles	Johnson, K.	Miedema	Thorsgard
Erickson	Kermott	Murphy	Timm
Fleming	Kingsbury	Nermyr	Tinjum
Freborg	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Larson	Poyzer	Welder
Gronneberg	Laske	Rau	Wilkie
Grubb	Laughlin	Raymond	Winge
Gunderson	Lee	Reimers	Winkjer
Hartl	Leibhan	Rice	Mr. Speaker
Haugland	Linderman	Rivinius	

Those voting in the negative were:

Jaeger

Absent and not voting:

Bridston	Hensrud	Jacob	Langley
Dornacker	Hildebrand		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2414. A Bill for an Act to create and enact section 11-33-21 of the North Dakota Century Code, relating to the general penalties for violation of zoning regulations and restrictions.

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, 2; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rice
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Christensen, H.	Hildebrand	Marsden	Scotfield
Christensen, R.	Hilleboe	Martinson	Solberg
Dick	Jacobson	Matheny	Stoltenow
Dotzenrod	Jenkins	Mertens	Stone
Eagles	Johnson, H.	Metzger	Streibel
Erickson	Johnson, K.	Meyer	Strinden
Fleming	Kermott	Miedema	Thorsgard
Freborg	Kingsbury	Murphy	Timm
Froeber	Kloubec	Nermyr	Tinjum
Gackle	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gengler	Lang	Peterson	Weber
Gronneberg	Larson	Poyzer	Welder
Grubb	Laske	Rau	Wilkie
Gunderson	Laughlin	Raymond	Winge
Hartl	Lee	Reimers	Mr. Speaker
Haugland			

Those voting in the negative were:

Jaeger Winkjer

Absent and not voting:

Bridston	Hensrud	Langley	Tweten
Dornacker	Jacob	Orange	

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4001. A Concurrent Resolution directing the State Departments of Health and Social Services to coordinate and consolidate human services provided by community mental health and retardation centers and area social service centers.

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 A HOUSE BILL

House Bill No. 1223. A Bill for an Act to provide for a North Dakota Disaster Act, relating to the responsibility of the governor, creating a state division of disaster emergency services, and providing for coordination of activities relating to disaster prevention, preparedness, response and recovery; and to repeal chapter 37-17 of the North Dakota Century Code, relating to civil defense.

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, 9.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Reimers
Austin	Hausauer, L.	Leibhan	Rice
Backes	Hendrickson	Linderman	Rivinius
Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Berg	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacobson	Martinson	Stone
Dotzenrod	Jaeger	Matheny	Streibel
Eagles	Jenkins	Mertens	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Larson	Poyzer	Winge
Gunderson	Laske	Rau	Winkjer
Hartl	Laughlin	Raymond	Mr. Speaker
Haugland			

Absent and not voting:

Bridston	Jacob	Metzger	Stoltenow
Dornacker	Langley	Royse	Tweten
Hensrud			

So the bill passed and the title was agreed to.

MOTIONS

Rep. Knudson moved that the House concurs on Senate amendments to House Bill No. 1158, and that House Bill No. 1158 be placed on the calendar, which motion prevailed.

Rep. Knudson moved that the House concurs on Senate amendments to House Bill No. 1166, and that House Bill No. 1166 be placed on the calendar, which motion prevailed.

Rep. Hilleboe moved that the House do not concur on the Senate amendments to House Bill No. 1328, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following to a Conference Committee on House Bill No. 1328:

Rep. Hentges
Rep. Scofield
Rep. Linderman

MOTIONS

Rep. Knudson moved that the House concurs on Senate amendments to House Bill No. 1380, and that House Bill No. 1380 be placed on the calendar, which motion prevailed.

Rep. Knudson moved that the House concurs on Senate amendments to House Bill No. 1458, and that House Bill No. 1458 be placed on the calendar, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Concurrent Resolution No. 4070. A Concurrent Resolution urging the Congress of the United States to further examine, study and review the Internal Revenue Code of the United States and as a matter of priority enact the necessary amendments and changes thereto inasmuch as continued progress on tax reform is of vital importance and an economic necessity for the well-being of the taxpayers of the United States.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Concurrent Resolution No. 4074. A Concurrent Resolution commending the Standing Rock Sioux Tribe upon the one hundredth anniversary of the establishment of the Standing Rock Agency at Fort Yates.

Which was read the first time and referred to the Committee on State and Federal Government.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from the Select Committee on Photography for the introduction of a Resolution, which request has been approved.

REP. BRYCE STREIBEL, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE RESOLUTION

Select Committee on Photography through the Committee on Delayed Bills introduced:

House Resolution No. 2. A Resolution to appoint an official photographer for the House of Representatives of the Forty-third Legislative Assembly of the State of North Dakota.

Which was read the first time.

Rep. LaGrave moved that the rules be suspended, that House Resolution No. 2 not be 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 RESOLUTION No. 2

Introduced by Select Committee on Photography
through the Committee on Delayed Bills

- 1 A resolution to appoint an official photographer for the House
- 2 of Representatives of the Forty-third Legislative Assembly of

3 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
 6a group
 7 pictures made of all members of such assemblies; and
 8 WHEREAS, Manda-Color Studio of Mandan, North Dakota,
 9 offers to take six proof color photographs of each Representative,
 10 the Clerk of the House, the Assistant House Clerk, the House
 10a Bill
 11 Clerk, the House Desk Reporter, and the House Sergeant-at-
 11a Arms,
 12 and to retouch said proofs; to make a composite color picture,
 13 size 38x49 inches, framed and ready to hang, of the photographs
 14 of the aforementioned; to make 107 color copies of said picture,
 15 14x11 inches in size, one for each person pictured therein;
 16 and to make one 5x7 inch color, and one 5x7 inch black and
 17 white photograph of each Representative; all the foregoing at a
 18 cost of \$1,756.00;
 19 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
 20 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:
 21 That Manda-Color Studio of Mandan, North Dakota, be and
 22 is hereby appointed official photographer for the House of
 22a Representa-
 23 tives of the Forty-third Legislative Assembly of the State of
 23a North
 24 Dakota; and

Page Two

1 BE IT FURTHER RESOLVED, that the Manda-Color Studio
 1a of
 2 Mandan, North Dakota, is hereby awarded the sole privilege of
 3 photographing members of the House of Representatives and the
 4 above-mentioned House employees of the Forty-third Legislative
 5 Assembly, at a cost of \$1,756.00 to be charged as a legislative
 6 expense; and
 7 BE IT FURTHER RESOLVED, that the photographs shall be
 8 delivered on or before June 1, 1973.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 2. A Resolution to appoint an official
 photographer for the House of Representatives of the Forty-third
 Legislative Assembly of the State of North Dakota.

Was read the second time.

ROLL CALL

The question being on the adoption of the Resolution, the roll
 was called and there were ayes, 94; nays, 2; absent and not vot-
 ing, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Livingston	Rivinius
Austin	Hendrickson	Lodoen	Royse
Backes	Hentges	Lundene	Rued
Backlin	Herman	McGauvran	Rundle
Bassingthwaite	Hickle	Marsden	Schindler
Berg	Hildebrand	Martinson	Scotfield
Christensen, H.	Hilleboe	Matheny	Solberg
Christensen, R.	Jacobson	Mertens	Stoltenow
Dick	Jenkins	Metzger	Stone
Dotzenrod	Johnson, H.	Meyer	Streibel
Eagles	Johnson, K.	Miedema	Strinden
Fleming	Kermott	Murphy	Timm
Freborg	Kingsbury	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst

Ganser	Kretschmar	Opedahl	Wagner
Garnas	LaGrave	Orange	Watkins
Gengler	Lang	Peterson	Weber
Gronneberg	Larson	Poyzer	Welder
Grubb	Laske	Rau	Wilkie
Gunderson	Laughlin	Raymond	Winge
Hartl	Lee	Reimers	Winkjer
Haugland	Leibhan	Rice	Mr. Speaker
Hausauer, A.	Linderman		

Those voting in the negative were:

Jaeger Thorsgard

Absent and not voting:

Bridston	Erickson	Jacob	Langley
Dornacker	Hensrud		

So the House Resolution, was declared adopted.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1328

and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

Rep. Hentges

Rep. Scofield

Rep. Linderman

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1034

House Bill No. 1175

House Bill No. 1212

House Bill No. 1278

House Bill No. 1279

House Bill No. 1315

House Bill No. 1366

House Bill No. 1504

Which the Senate passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1108

House Concurrent Resolution No. 3025

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

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 Bills Nos. 1057 and 1067:

Senator Sandness

Senator Smykowski

Senator Redlin

To serve on House Bill No. 1057.

Senator Jones

Senator Iszler

Senator Barth

To serve on House Bill No. 1067.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:
Senate Bill No. 2036

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1013

House Bill No. 1035

House Bill No. 1037

House Bill No. 1201

House Bill No. 1219

House Bill No. 1243

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1013

On page 2, delete all of lines 14 through 21

On page 2, line 23 delete the figure "385,266" and insert in lieu thereof the figure "263,498"

On page 2, line 24 delete the figure "1,192,685" and insert in lieu thereof the figure "1,070,917"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1035

On page 1, line 15, after "to" delete the remainder of the line

On page 1, line 16 delete "made by, and purchase notes or debentures issued by"

On page 1, line 17 after the first comma delete the beginning triple parentheses and after the second comma delete the ending triple parentheses

On page 1, line 18 delete the triple parentheses around the word "and" and after the second comma delete the remainder of the line

On page 1, line 19 delete "financial organizations," and delete the beginning triple parentheses before "in" and after the second comma delete the ending triple parentheses

On page 1, line 24 after the second comma delete the triple parentheses around "or" and delete "or"

On page 2, line 1 delete "other commercial paper"

On page 2, line 18 after "States" delete the comma and insert in lieu thereof "or" and after "agencies" delete the remainder of the line

On page 2, line 19 delete "thereof that is insured by a private insurance company"

PROPOSED AMENDMENTS TO HOUSE BILL No. 1037

On page 1, line 4, after the word "programs", insert the following:

"or by a federally assisted building code enforcement program"

On page 1, line 14, after the word "programs", insert the following:

“, by federally assisted building code enforcement programs”

On page 3, after line 12, insert the following new subsection:

"7. "Federally assisted" means receiving federal financial assistance in the form of a grant, loan, or contribution."

On page 9, line 22, after the word "BY", insert the following:

"FEDERALLY ASSISTED BUILDING CODE ENFORCEMENT OR BY"

On page 9, line 25, after the word "result", insert the following:

"of a federally assisted building code enforcement program, or"
Renumber the pages and lines accordingly.

ADDITIONAL AMENDMENTS TO
ENGROSSED HOUSE BILL No. 1037

On page 1 of the engrossed bill, line 2, after the word "providing" insert the words "real property acquisition policies and"

On page 10 of the engrossed bill, after line 15 insert the following new section:

"SECTION 16. REAL PROPERTY ACQUISITION POLICIES.) Any agency engaged in a federally assisted program or project involving the acquisition of real property shall be guided, to the greatest extent practicable under state law, by the real property acquisition policies set forth in the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P. L. 91-646, 42 U. S. C. A. sections 4651 through 4654)."

And renumber the lines, sections, and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1201

On page 2, line 18 delete the triple parentheses around the word "six" and delete "eight"

PROPOSED AMENDMENTS TO HOUSE BILL No. 1219

On page 1, line 2 delete the numerals "15-53.1-04,"

On page 4, delete all of line 35

On page 5, delete all of lines 1 through 26

And renumber the lines, pages and sections accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1243

On page 1, line 15 of the engrossed bill, delete the beginning triple parentheses at the beginning of the line and insert beginning triple parentheses before "March" and insert in lieu thereof "June thirtieth"

On page 1, line 16, delete the following: "and not later than two years from such date,"

And renumber the lines accordingly.

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2053

Senate Bill No. 2066

Senate Bill No. 2070

Senate Bill No. 2079

Senate Bill No. 2088

Senate Bill No. 2187

Senate Bill No. 2206

Senate Bill No. 2221

Senate Concurrent Resolution No. 4009

Senate Concurrent Resolution No. 4018

Senate Concurrent Resolution No. 4032

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 Bill No. 2053

Senate Bill No. 2066

Senate Bill No. 2070

Senate Bill No. 2079

Senate Bill No. 2088

Senate Bill No. 2187

Senate Bill No. 2206

Senate Bill No. 2221

Senate Concurrent Resolution No. 4009
 Senate Concurrent Resolution No. 4018
 Senate Concurrent Resolution No. 4032

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE
 House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2053
 Senate Bill No. 2066
 Senate Bill No. 2070
 Senate Bill No. 2079
 Senate Bill No. 2088
 Senate Bill No. 2187
 Senate Bill No. 2206
 Senate Bill No. 2221
 Senate Concurrent Resolution No. 4009
 Senate Concurrent Resolution No. 4018
 Senate Concurrent Resolution No. 4032
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1023
 House Bill No. 1069
 House Bill No. 1080
 House Bill No. 1105
 House Bill No. 1126
 House Bill No. 1150
 House Bill No. 1168
 House Bill No. 1174
 House Bill No. 1178
 House Bill No. 1179
 House Bill No. 1187
 House Bill No. 1230
 House Bill No. 1236
 House Bill No. 1241
 House Bill No. 1244
 House Bill No. 1270
 House Bill No. 1273
 House Bill No. 1283
 House Bill No. 1285
 House Bill No. 1309
 House Bill No. 1329
 House Bill No. 1330
 House Bill No. 1332
 House Bill No. 1369
 House Bill No. 1397
 House Bill No. 1435

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Thorsgard 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 Resolution and Concurrent Resolutions:

House Resolution No. 1
 House Concurrent Resolution No. 3007
 House Concurrent Resolution No. 3008

House Concurrent Resolution No. 3026
 House Concurrent Resolution No. 3031
 And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Thorsgard 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. 1023
 House Bill No. 1069
 House Bill No. 1080
 House Bill No. 1105
 House Bill No. 1126
 House Bill No. 1150
 House Bill No. 1168
 House Bill No. 1174
 House Bill No. 1178
 House Bill No. 1179
 House Bill No. 1187
 House Bill No. 1230
 House Bill No. 1236
 House Bill No. 1241
 House Bill No. 1244
 House Bill No. 1270
 House Bill No. 1273
 House Bill No. 1283
 House Bill No. 1285
 House Bill No. 1309
 House Bill No. 1329
 House Bill No. 1330
 House Bill No. 1332
 House Bill No. 1369
 House Bill No. 1397
 House Bill No. 1435
 House Concurrent Resolution No. 3007
 House Concurrent Resolution No. 3008
 House Concurrent Resolution No. 3026
 House Concurrent Resolution No. 3031
 House Resolution No. 1

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1023
 House Bill No. 1069
 House Bill No. 1080
 House Bill No. 1105
 House Bill No. 1126
 House Bill No. 1150
 House Bill No. 1168
 House Bill No. 1174
 House Bill No. 1178
 House Bill No. 1179
 House Bill No. 1187
 House Bill No. 1230
 House Bill No. 1236
 House Bill No. 1241
 House Bill No. 1244
 House Bill No. 1270
 House Bill No. 1273

House Bill No. 1283
 House Bill No. 1285
 House Bill No. 1309
 House Bill No. 1329
 House Bill No. 1330
 House Bill No. 1332
 House Bill No. 1369
 House Bill No. 1397
 House Bill No. 1435
 House Concurrent Resolution No. 3007
 House Concurrent Resolution No. 3008
 House Concurrent Resolution No. 3026
 House Concurrent Resolution No. 3031

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1023
 House Bill No. 1069
 House Bill No. 1080
 House Bill No. 1105
 House Bill No. 1126
 House Bill No. 1150
 House Bill No. 1168
 House Bill No. 1174
 House Bill No. 1178
 House Bill No. 1179
 House Bill No. 1187
 House Bill No. 1230
 House Bill No. 1236
 House Bill No. 1241
 House Bill No. 1244
 House Bill No. 1270
 House Bill No. 1273
 House Bill No. 1283
 House Bill No. 1285
 House Bill No. 1309
 House Bill No. 1329
 House Bill No. 1330
 House Bill No. 1332
 House Bill No. 1369
 House Bill No. 1397
 House Bill No. 1435
 House Concurrent Resolution No. 3007
 House Concurrent Resolution No. 3008
 House Concurrent Resolution No. 3026
 House Concurrent Resolution No. 3031
 Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1023
 House Bill No. 1069
 House Bill No. 1080
 House Bill No. 1105
 House Bill No. 1126
 House Bill No. 1150
 House Bill No. 1168
 House Bill No. 1174
 House Bill No. 1178

House Bill No. 1179
House Bill No. 1187
House Bill No. 1230
House Bill No. 1236
House Bill No. 1241
House Bill No. 1244
House Bill No. 1270
House Bill No. 1273
House Bill No. 1283
House Bill No. 1285
House Bill No. 1309
House Bill No. 1329
House Bill No. 1330
House Bill No. 1332
House Bill No. 1369
House Bill No. 1397
House Bill No. 1435

Were delivered to the Governor for his approval at the hour of 4:30 o'clock p.m., February 23, 1973.

REP. MIEDEMA, Chairman

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 1
House Concurrent Resolution No. 3007
House Concurrent Resolution No. 3008
House Concurrent Resolution No. 3026
House Concurrent Resolution No. 3031

Were delivered to the Secretary of State at the hour of 4:30 o'clock p.m., February 23, 1973.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Monday, February 26, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



THIRTY-NINTH DAY AFTER RECESS
AND FORTIETH DAY

Bismarck, February 26, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

SIXTH ORDER OF BUSINESS

Rep. Garnas has moved that the amendments to Senate Bill No. 2042 as recommended by the Committee on Transportation as printed on pages 891 and 892 of the House Journal be adopted, which motion prevailed.

Rep. Murphy has moved that the amendments to Senate Bill No. 2065 as recommended by the Committee on Agriculture as printed on page 892 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2030. A Bill for an Act to amend and reenact section 54-42-06 of the North Dakota Century Code to authorize the providing of merit system coverage to human service centers and other units providing social and mental health 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, 92; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rivinius
Austin	Hendrickson	Linderman	Royse
Backes	Hentges	Livingston	Rued
Backlin	Herman	Lodoen	Rundle
Berg	Hickle	Lundene	Schindler
Bridston	Hilleboe	McGauvran	Scofield
Christensen, H.	Jacob	Marsden	Solberg
Christensen, R.	Jaeger	Martinson	Stoltenow
Dick	Jenkins	Matheny	Stone
Dornacker	Johnson, H.	Mertens	Streibel
Dotzenrod	Johnson, K.	Metzger	Strinden
Eagles	Kermott	Meyer	Timm
Erickson	Kingsbury	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Tweten
Freborg	Knudson	Olin	Vander Vorst
Froeber	Kretschmar	Olson	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Langley	Poyzer	Welder
Gronneberg	Larson	Rau	Wilkie
Gunderson	Laske	Raymond	Winge
Haugland	Laughlin	Reimers	Winkjer
Hausauer, A.	Lee	Rice	Mr. Speaker

Absent and not voting:

Bassingthwaite	Hartl	Jacobson	Opedahl
Gackle	Hensrud	Miedema	Thorsgard
Grubb	Hildebrand		

So the bill passed and the title was agreed to.

Senate Bill No. 2107. A Bill for an Act to amend and reenact sections 40-38-02, 40-38-03, 40-38-04, 40-38-05, 40-38-09, and 40-38-10 of the North Dakota Century Code, relating to the financing of public libraries and the powers and duties of library boards of directors.

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, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Backlin	Hentges	Linderman	Royse
Bassingthwaite	Herman	Livingston	Rued
Berg	Hickle	Lodoen	Rundle
Bridston	Hilleboe	Lundene	Schindler
Christensen, H.	Jacob	McGauvran	Scotfield
Christensen, R.	Jacobson	Marsden	Stone
Dick	Jaeger	Martinson	Streibel
Dornacker	Jenkins	Matheny	Strinden
Dotzenrod	Johnson, H.	Mertens	Thorsgard
Eagles	Johnson, K.	Metzger	Timm
Erickson	Kermott	Meyer	Tinjum
Fleming	Kingsbury	Miedema	Tweten
Freborg	Kloubec	Murphy	Vander Vorst
Froeber	Knudson	Olin	Wagner
Gackle	Kretschmar	Olson	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Welder
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hausauer, A.	Laughlin	Reimers	Mr. Speaker

Those voting in the negative were:

Nernmyr Stoltenow

Absent and not voting:

Backes	Hartl	Hensrud	Opedahl
Grubb	Haugland	Hildebrand	Solberg

So the bill passed and the title was agreed to.

Senate Bill No. 2130. A Bill for an Act to amend and reenact subsection 4 of section 49-18-01 of the North Dakota Century Code, relating to definitions of "agricultural carriers".

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, 12; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Linderman	Rivinius
Austin	Hendrickson	Livingston	Rued
Backlin	Herman	Lodoen	Schindler
Bassingthwaite	Hickle	Lundene	Scotfield
Berg	Hilleboe	McGauvran	Solberg
Bridston	Jacob	Marsden	Stoltenow
Christensen, H.	Jacobson	Martinson	Stone
Christensen, R.	Jaeger	Matheny	Streibel

Dick	Johnson, H.	Mertens	Strinden
Dornacker	Kermott	Metzger	Thorsgard
Dotzenrod	Kingsbury	Meyer	Timm
Eagles	Kloubec	Miedema	Tinjum
Erickson	Knudson	Nermyr	Tweten
Fleming	Kretschmar	Olin	Vander Vorst
Freborg	LaGrave	Olson	Watkins
Froeber	Lang	Opedahl	Weber
Gackle	Langley	Orange	Welder
Garnas	Laske	Poyzer	Wilkie
Gronneberg	Laughlin	Rau	Winge
Gunderson	Lee	Raymond	Winkjer
Haugland	Leibhan	Rice	Mr. Speaker

Those voting in the negative were:

Ganser	Hentges	Larson	Royse
Gengler	Jenkins	Murphy	Rundle
Hausauer, A.	Johnson, K.	Reimers	Wagner

Absent and not voting:

Backes	Hartl	Hildebrand	Peterson
Grubb	Hensrud		

So the bill passed and the title was agreed to.

MOTION

Rep. Garnas moved that Senate Bill No. 2137 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2155. A Bill for an Act to amend and reenact section 39-04-15.1 of the North Dakota Century Code, relating to the registration of motor vehicles over thirty-six thousand pounds.

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, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rice
Austin	Hendrickson	Linderman	Rivinius
Backes	Hentges	Livingston	Royse
Backlin	Herman	Lodoen	Rued
Bassingthwaite	Hickle	Lundene	Rundle
Berg	Hilleboe	McGauvran	Schindler
Bridston	Jacob	Marsden	Scotfield
Christensen, H.	Jacobson	Martinson	Solberg
Christensen, R.	Jaeger	Matheny	Stoltenow
Dick	Jenkins	Mertens	Stone
Dotzenrod	Johnson, H.	Metzger	Streibel
Eagles	Johnson, K.	Meyer	Thorsgard
Erickson	Kermott	Miedema	Timm
Fleming	Kingsbury	Murphy	Tinjum
Freborg	Kloubec	Nermyr	Tweten
Froeber	Knudson	Olin	Vander Vorst
Gackle	Kretschmar	Olson	Wagner
Ganser	LaGrave	Opedahl	Watkins
Garnas	Lang	Orange	Weber
Gengler	Langley	Peterson	Welder
Gronneberg	Larson	Poyzer	Wilkie
Gunderson	Laske	Rau	Winge
Haugland	Laughlin	Raymond	Winkjer
Hausauer, A.	Lee	Reimers	Mr. Speaker

Absent and not voting:

Dornacker	Hartl	Hildebrand	Strinden
Grubb	Hensrud		

So the bill passed and the title was agreed to.

Senate Bill No. 2168. A Bill for an Act to amend and reenact sections 61-28-03, 61-28-04, 61-28-05, subsection 2 of section 61-28-06, subsection 2 of section 61-28-07, and section 61-28-08 of the North Dakota Century Code, relating to the control, prevention and abatement of pollution of the surface waters of the state; 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, 64; nays, 34; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Gronneberg	Linderman	Rivinius
Austin	Haugland	Livingston	Royse
Backes	Hausauer, A.	Lodoen	Schindler
Backlin	Hausauer, L.	Lundene	Scofield
Bassingthwaite	Hendrickson	McGauvran	Stoltenow
Bridston	Hildebrand	Martinson	Stone
Christensen, H.	Hilleboe	Mertens	Streibel
Dick	Jacob	Metzger	Strinden
Dotzenrod	Jacobson	Meyer	Tinjum
Eagles	Kermott	Murphy	Vander Vorst
Fleming	Knudson	Olin	Wagner
Freborg	Kretschmar	Opedahl	Watkins
Froeber	LaGrave	Orange	Wilkie
Gackle	Lang	Peterson	Winge
Ganser	Laske	Poyzer	Winkjer
Gengler	Leibhan	Raymond	Mr. Speaker

Those voting in the negative were:

Berg	Jaeger	Lee	Rice
Christensen, R.	Jenkins	Marsden	Rued
Dornacker	Johnson, H.	Matheny	Rundle
Erickson	Johnson, K.	Miedema	Thorsgard
Garnas	Kingsbury	Nermyr	Timm
Gunderson	Kloubec	Olson	Tweten
Hentges	Langley	Rau	Weber
Herman	Larson	Reimers	Welder
Hickle	Laughlin		

Absent and not voting:

Grubb	Hartl	Hensrud	Solberg
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So the bill passed and the title was agreed to.

Senate Bill No. 2204. A Bill for an Act to amend and reenact sections 24-01-13 and 49-18-45 of the North Dakota Century Code, relating to enforcement activities of appointees of the commissioner of 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, 78; nays, 21; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Raymond
Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Schindler
Backlin	Hentges	Linderman	Scofield
Bassingthwaite	Herman	Livingston	Solberg
Berg	Hildebrand	Lodoen	Stoltenow
Bridston	Hilleboe	Lundene	Stone
Christensen, H.	Jacob	McGauvran	Streibel
Christensen, R.	Jacobson	Marsden	Strinden
Dick	Johnson, K.	Martinson	Timm
Dornacker	Kermott	Mertens	Tinjum

Dotzenrod	Kingsbury	Metzger	Tweten
Eagles	Kloubec	Murphy	Vander Vorst
Erickson	Knudson	Nermyr	Wagner
Fleming	Kretschmar	Olson	Watkins
Froeber	LaGrave	Opedahl	Weber
Ganser	Lang	Orange	Wilkie
Garnas	Langley	Poyzer	Winge
Gengler	Larson	Rau	Mr. Speaker
Gronneberg	Laske		

Those voting in the negative were:

Freborg	Jenkins	Olin	Rued
Gackle	Johnson, H.	Peterson	Rundle
Gunderson	Matheny	Reimers	Thorsgard
Hausauer, A.	Meyer	Rivinius	Welder
Hickle	Miedema	Royse	Winkjer
Jaeger			

Absent and not voting:

Grubb	Hartl	Hensrud
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So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2032 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lang 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. 2044 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. H. Christensen 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. 2049 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 2143 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 Senate Bill No. 2147 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 10, after the word "WAGES" and before the period insert the following: " — EXCEPTION"

On page 1, line 15, after the period insert the following new sentence: "The provisions of this section shall not apply to wage claims arising under the Railway Labor Act or to wage claims arising under contested application of collective bargaining agreements."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, 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. 2151 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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 Senate Bill No. 2262 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 2300 has had the same under consideration and recommends that 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 Judiciary to whom was referred Senate Bill No. 2317 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 Senate Bill No. 2323 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 2337 has had the same under consideration and recommends that the same be amended as follows:

On page 7, line 1, delete the comma after the word "property"

On page 7, line 2, delete everything before the period

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 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. Rice moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2210. A Bill for an Act to amend and reenact section 14-03-09 of the North Dakota Century Code, relating to who may perform marriages.

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, 3; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rivinius
Austin	Hendrickson	Leibhan	Royse
Backes	Hentges	Linderman	Rued
Backlin	Herman	Livingston	Rundle
Bassingthwaite	Hickle	Lodoen	Schindler
Berg	Hildebrand	Lundene	Scofield
Bridston	Hilleboe	McGauvran	Solberg
Christensen, H.	Jacob	Marsden	Stoltenow
Christensen, R.	Jacobson	Martinson	Stone
Dick	Jaeger	Matheny	Streibel
Dornacker	Jenkins	Mertens	Strinden
Dotzenrod	Johnson, H.	Metzger	Thorsgard
Eagles	Johnson, K.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freborg	Kingsbury	Murphy	Tweten
Froeber	Kloubec	Nermyr	Wagner
Gackle	Knudson	Olin	Watkins
Ganser	Kretschmar	Olson	Weber
Garnas	LaGrave	Opedahl	Welder
Gengler	Lang	Orange	Wilkie
Gronneberg	Langley	Peterson	Winge
Gunderson	Larson	Poyzer	Winkjer
Haugland	Laske	Rau	Mr. Speaker
Hausauer, A.	Laughlin	Reimers	

Those voting in the negative were:

Raymond Rice Vander Vorst

Absent and not voting:

Erickson Grubb Hartl Hensrud

So the bill passed and the title was agreed to.

Senate Bill No. 2233. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to the exemption of self-propelled fertilizer spreaders from width limitations on 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, 96; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Herman	Lodoen	Rundle
Bassingthwaite	Hickle	Lundene	Schindler
Berg	Hildebrand	McGauvran	Scofield
Bridston	Hilleboe	Marsden	Solberg
Christensen, H.	Jacob	Martinson	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jenkins	Mertens	Streibel
Dornacker	Johnson, H.	Metzger	Strinden
Dotzenrod	Johnson, K.	Meyer	Thorsgard
Eagles	Kermott	Miedema	Timm
Erickson	Kingsbury	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Tweten
Freborg	Knudson	Olin	Vander Vorst
Froeber	Kretschmar	Olson	Wagner
Gackle	LaGrave	Opedahl	Watkins
Ganser	Lang	Orange	Weber
Garnas	Langley	Peterson	Welder
Gengler	Larson	Poyzer	Wilkie
Gronneberg	Laske	Rau	Winge

Gunderson	Laughlin	Raymond	Winkjer
Haugland	Lee	Rice	Mr. Speaker

Those voting in the negative were:

Hentges	Jaeger	Reimers
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Absent and not voting:

Grubb	Hartl	Hensrud
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So the bill passed and the title was agreed to.

Senate Bill No. 2241. A Bill for an Act to repeal chapter 15-66 of the North Dakota Century Code, relating to the 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hendrickson	Leibhan	Rice
Austin	Hentges	Linderman	Rivinius
Backes	Herman	Livingston	Royse
Backlin	Hickle	Lodoen	Rued
Bassingthwaite	Hildebrand	Lundene	Rundle
Berg	Hilleboe	McGauvran	Schindler
Bridston	Jacob	Marsden	Solberg
Christensen, R.	Jacobson	Martinson	Stoltenow
Dick	Jaeger	Matheny	Stone
Dotzenrod	Jenkins	Mertens	Streibel
Eagles	Johnson, H.	Metzger	Strinden
Erickson	Johnson, K.	Meyer	Thorsgard
Fleming	Kermott	Miedema	Timm
Freborg	Kingsbury	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Gackle	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Watkins
Garnas	LaGrave	Opedahl	Wagner
Gengler	Lang	Orange	Weber
Gronneberg	Langley	Peterson	Welder
Gunderson	Larson	Poyzer	Wilkie
Haugland	Laske	Rau	Winge
Hausauer, A.	Laughlin	Raymond	Winkjer
Hausauer, L.	Lee	Reimers	Mr. Speaker

Absent and not voting:

Christensen, H.	Grubb	Hensrud	Scotfield
Dornacker	Hartl		

So the bill passed and the title was agreed to.

Senate Bill No. 2243. A Bill for an Act to amend and reenact sections 11-19-18 and 23-06-03 of the North Dakota Century Code, relating to duty of burial of deceased persons and disposition of bodies by coroners.

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, 1; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hilleboe	McGauvran	Scotfield
Bridston	Jacob	Marsden	Solberg
Christensen, H.	Jacobson	Martinson	Stoltenow

Christensen, R.	Jaeger	Matheny	Stone
Dick	Jenkins	Mertens	Streibel
Dornacker	Johnson, H.	Metzger	Strinden
Dotzenrod	Johnson, K.	Meyer	Thorsgard
Eagles	Kermott	Miedema	Timm
Erickson	Kingsbury	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Tweten
Freborg	Knudson	Olin	Vander Vorst
Froeber	Kretschmar	Olson	Wagner
Gackle	LaGrave	Opedahl	Watkins
Ganser	Lang	Orange	Weber
Garnas	Langley	Peterson	Welder
Gengler	Larson	Poyzer	Wilkie
Gronneberg	Laske	Rau	Winge
Gunderson	Laughlin	Reimers	Winkjer
Haugland	Lee	Rice	Mr. Speaker

Those voting in the negative were:
Raymond

Absent and not voting:

Grubb	Hensrud	Hickle	Hildebrand
Hartl			

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

FORTIETH DAY

Bismarck, February 26, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Richard Unkenholz, Pastor, First United Methodist Church, Bismarck.

The roll was called, and all members were present except Reps. Grubb, Hartl, Hensrud and Hildebrand.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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:

On page 898, delete lines 59 and 60, and on page 899, delete lines 2 and 3, and insert in lieu thereof the following: "Senate Bill No. 2186. A BILL for an act to amend and reenact section 52-04-03 of the 1971 Supplement to the North Dakota Century Code, relating to rate of unemployment tax and wages subject to tax; and declaring an emergency."

And when so corrected recommends that the same be approved.
REP. GUNDERSON, Chairman

Rep. Rued moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2264. A Bill for an Act to create and enact a new subsection to section 20.1-01-02, and a new section to chapter 20.1-03 of the North Dakota Century Code as contained in sections 8 and 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the definition of waterfowl, and the time period during which nonresidents may hunt and possess waterfowl.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 50; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Hentges	Livingston	Rice
Backes	Hildebrand	Lundene	Rundle
Bassingthwaite	Hilleboe	McGauvran	Schindler
Bridston	Johnson, K.	Martinson	Solberg
Dick	Kermott	Matheny	Stoltenow
Dornacker	Kingsbury	Metzger	Stone
Dotzenrod	Knudson	Miedema	Strinden
Eagles	Lang	Olson	Timm
Froeber	Langley	Orange	Weber
Gackle	Larson	Poyzer	Welder
Ganser	Lee	Rau	Wilkie
Hausauer, A.	Linderman	Reimers	Winge
Hendrickson			

Those voting in the negative were:

Atkinson	Hausauer, L.	Leibhan	Royse
Backlin	Herman	Lodoen	Rued
Berg	Hickle	Marsden	Scofield
Christensen, H.	Jacob	Mertens	Streibel
Christensen, R.	Jacobson	Meyer	Thorsgard
Erickson	Jaeger	Murphy	Tinjum
Fleming	Jenkins	Nermyr	Tweten
Freborg	Johnson, H.	Olin	Vander Vorst
Garnas	Kloubec	Opedahl	Wagner
Gengler	Kretschmar	Peterson	Watkins
Gronneberg	LaGrave	Raymond	Winkjer
Gunderson	Laske	Rivinius	Mr. Speaker
Haugland	Laughlin		

Absent and not voting:

Grubb	Hartl	Hensrud
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So the bill lost.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2023
 Senate Bill No. 2055
 Senate Bill No. 2097
 Senate Bill No. 2098
 Senate Bill No. 2131
 Senate Bill No. 2156
 Senate Bill No. 2169
 Senate Bill No. 2184
 Senate Bill No. 2185
 Senate Bill No. 2259
 Senate Bill No. 2289
 Senate Bill No. 2296
 Senate Bill No. 2333
 Senate Bill No. 2342
 Senate Bill No. 2345

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2146
 Senate Bill No. 2173
 Senate Bill No. 2209
 Senate Bill No. 2344

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has indefinitely postponed:

- Senate Bill No. 2129
- Senate Bill No. 2222
- Senate Bill No. 2273
- Senate Bill No. 2328
- Senate Concurrent Resolution No. 4022

ROY GILBREATH, Chief Clerk

RECOGNITIONS

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Harold Langseth, and Rep. Langseth was thereupon introduced to the House.

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Walter Kitzman, and Rep. Kitzman was thereupon introduced to the House.

SECOND READING OF SENATE BILLS

Senate Bill No. 2267. A Bill for an Act to amend and reenact section 23-17.2-06 of the North Dakota Century Code, relating to authority of the North Dakota state health council regarding certificates of need.

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, 5.

Those voting in the affirmative were:

Atkinson	Hendrickson	Leibhan	Rice
Austin	Hentges	Linderman	Rivinius
Backlin	Herman	Livingston	Royce
Bassingthwaite	Hickle	Lodoen	Rued
Berg	Hildebrand	Lundene	Rundle
Bridston	Hilleboe	McGauvran	Schindler
Christensen, H.	Jacob	Marsden	Scotfield
Christensen, R.	Jacobson	Martinson	Solberg
Dick	Jaeger	Matheny	Stoltenow
Dornacker	Jenkins	Mertens	Stone
Dotzenrod	Johnson, H.	Metzger	Streibel
Eagles	Johnson, K.	Meyer	Thorsgard
Erickson	Kermott	Miedema	Timm
Fleming	Kingsbury	Murphy	Tinjum
Freborg	Kloubec	Nermyr	Tweten
Froeber	Knudson	Olin	Vander Vorst
Gackle	Kretschmar	Olson	Wagner
Ganser	LaGrave	Opedahl	Watkins
Garnas	Lang	Orange	Weber
Gengler	Langley	Peterson	Welder
Gronneberg	Larson	Poyzer	Wilkie
Gunderson	Laske	Rau	Winge
Haugland	Laughlin	Raymond	Winkjer
Hausauer, A.	Lee	Reimers	Mr. Speaker
Hausauer, L.			

Absent and not voting:

Backes	Hartl	Hensrud	Strinden
Grubb			

So the bill passed and the title was agreed to.

MOTION

Rep. Dick moved that Senate Bill No. 2278 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2295. A Bill for an Act to create and enact a new subsection to sections 20.1-01-02, 20.1-02-05, and 20.1-03-12 of the North Dakota Century Code as contained in sections 8, 9, and 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to guides.

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, 32; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson	Rau
Backlin	Haugland	Laughlin	Raymond
Bassingthwaite	Hausauer, A.	Lee	Rivinius
Berg	Hausauer, L.	Leibhan	Rundle
Bridston	Hendrickson	Livingston	Schindler
Christensen, H.	Herman	Lodoen	Solberg
Christensen, R.	Hildebrand	Lundene	Stoltenow
Dick	Hilleboe	McGauvran	Stone
Eagles	Jacob	Matheny	Streibel
Fleming	Jacobson	Mertens	Tinjum
Freborg	Johnson, K.	Meyer	Vander Vorst
Froeber	Kermott	Miedema	Watkins
Ganser	Knudson	Olin	Welder
Garnas	Kretschmar	Olson	Wilkie
Gengler	LaGrave	Orange	Winge
Gronneberg	Lang	Peterson	Mr. Speaker

Those voting in the negative were:

Austin	Jenkins	Martinson	Royse
Dornacker	Johnson, H.	Metzger	Rued
Dotzenrod	Kingsbury	Murphy	Scofield
Erickson	Kloubec	Nermyr	Timm
Gackle	Langley	Opedahl	Tweten
Hentges	Laske	Poyzer	Wagner
Hickle	Linderman	Reimers	Weber
Jaeger	Marsden	Rice	Winkjer

Absent and not voting:

Backes	Hartl	Strinden	Thorsgard
Grubb	Hensrud		

So the bill passed and the title was agreed to.

Senate Bill No. 2301. A Bill for an Act to create and enact section 57-15-51.1 of the North Dakota Century Code, to authorize a special townships tax levy for ambulance services.

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, 15; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Gunderson	Laughlin	Raymond
Austin	Haugland	Lee	Reimers
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Herman	Livingston	Schindler
Berg	Hildebrand	Lodoen	Solberg
Bridston	Hilleboe	Lundene	Stoltenow
Christensen, H.	Jacob	McGauvran	Stone
Christensen, R.	Jacobson	Martinson	Streibel
Dick	Jenkins	Matheny	Thorsgard
Dornacker	Johnson, H.	Mertens	Tinjum
Dotzenrod	Johnson, K.	Metzger	Tweten
Eagles	Kermott	Meyer	Vander Vorst

Erickson	Kingsbury	Miedema	Watkins
Fleming	Kloubec	Olin	Weber
Freborg	Knudson	Olson	Welder
Froeber	Kretschmar	Opedahl	Wilkie
Gackle	LaGrave	Orange	Winge
Garnas	Lang	Peterson	Winkjer
Gengler	Langley	Poyzer	Mr. Speaker
Gronneberg	Laske	Rau	

Those voting in the negative were:

Ganser	Jaeger	Nermyr	Scotfield
Hausauer, A.	Larson	Rice	Timm
Hentges	Marsden	Rued	Wagner
Hickle	Murphy	Rundle	

Absent and not voting:

Grubb	Hartl	Hensrud	Strinden
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So the bill passed and the title was agreed to.

Senate Bill No 2375 A Bill for an Act to amend and reenact section 40-54-10 of the North Dakota Century Code, relating to permission to sell gravel assessment warrants for cash at not less than ninety-eight percent of the par value 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, 95; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rivinius
Austin	Hendrickson	Leibhan	Royse
Backes	Hentges	Linderman	Rued
Backlin	Herman	Livingston	Rundle
Bassingthwaite	Hickle	Lodoen	Schindler
Berg	Hildebrand	Lundene	Scotfield
Bridston	Hilleboe	McGauvran	Solberg
Christensen, H.	Jacob	Marsden	Stoltenow
Christensen, R.	Jacobson	Martinson	Stone
Dick	Jaeger	Matheny	Streibel
Dornacker	Jenkins	Mertens	Thorsgard
Dotzenrod	Johnson, H.	Metzger	Timm
Eagles	Johnson, K.	Meyer	Tinjum
Erickson	Kermott	Murphy	Tweten
Fleming	Kingsbury	Nermyr	Vander Vorst
Freborg	Kloubec	Olin	Wagner
Froeber	Knudson	Olson	Watkins
Gackle	Kretschmar	Opedahl	Weber
Ganser	LaGrave	Orange	Welder
Garnas	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Haugland	Laske	Reimers	Mr. Speaker
Hausauer, A.	Laughlin	Rice	

Absent and not voting:

Gengler	Hartl	Miedema	Strinden
Grubb	Hensrud	Raymond	

So the bill passed and the title was agreed to.

Senate Bill No 2376 A Bill for an Act to amend and reenact section 40-31-09 of the North Dakota Century Code, relating to permission to sell curbing and gutter assessment warrants for cash at not less than ninety-eight percent of the par value 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, 97; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Backes	Hentges	Linderman	Royse
Backlin	Herman	Livingston	Rued
Bassingthwaite	Hickle	Lodoen	Rundle
Berg	Hildebrand	Lundene	Schindler
Bridston	Hilleboe	McGauvran	Scofield
Christensen, H.	Jacob	Marsden	Solberg
Christensen, R.	Jacobson	Martinson	Stoltenow
Dick	Jaeger	Matheny	Stone
Dornacker	Jenkins	Mertens	Streibel
Dotzenrod	Johnson, H.	Metzger	Thorsgard
Eagles	Johnson, K.	Meyer	Timm
Erickson	Kermott	Miedema	Tinjum
Fleming	Kingsbury	Murphy	Tweten
Freborg	Kloubec	Nermyr	Vander Vorst
Froeber	Knudson	Olin	Wagner
Gackle	Kretschmar	Olson	Watkins
Ganser	LaGrave	Opedahl	Weber
Garnas	Lang	Orange	Welder
Gengler	Langley	Peterson	Wilkie
Gronneberg	Larson	Poyzer	Winge
Gunderson	Laske	Rau	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Grubb	Hensrud	Raymond	Strinden
Hartl			

So the bill passed and the title was agreed to.

Senate Bill No. 2377. A Bill for an Act to amend and reenact section 40-29-15 of the North Dakota Century Code, relating to permission to sell sidewalk assessment warrants for cash at not less than ninety-eight percent of the par value 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Leibhan	Rivinius
Backlin	Hentges	Linderman	Royse
Bassingthwaite	Herman	Livingston	Rued
Berg	Hickle	Lodoen	Rundle
Bridston	Hildebrand	Lundene	Schindler
Christensen, H.	Hilleboe	McGauvran	Scofield
Christensen, R.	Jacob	Marsden	Solberg
Dick	Jacobson	Martinson	Stoltenow
Dornacker	Jaeger	Matheny	Stone
Dotzenrod	Jenkins	Mertens	Streibel
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freborg	Kingsbury	Murphy	Tweten
Froeber	Kloubec	Nermyr	Vander Vorst
Gackle	Knudson	Olin	Wagner
Ganser	Kretschmar	Olson	Watkins
Garnas	LaGrave	Opedahl	Weber
Gengler	Lang	Orange	Welder
Gronneberg	Langley	Peterson	Wilkie
Gunderson	Larson	Poyzer	Winge
Haugland	Laske	Rau	Winkjer
Hausauer, A.	Laughlin	Reimers	Mr. Speaker

Absent and not voting:

Austin Hartl Raymond Strinden
 Grubb Hensrud

So the bill passed and hte title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4011. 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.

Senate Concurrent Resolution No. 4016. A concurrent resolution urging the North Dakota Board of Higher Education to authorize veterans attending a state college, university, or technical or vocational school on the GI Bill to pay their tuition and fees on an installment basis.

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. 4017. A concurrent resolution urging the Board of Higher Education of the State of North Dakota to require that married veterans be given priority for openings as they occur in married housing at state colleges, universities, and technical and vocational schools.

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. 2137. A Bill for an Act to amend and reenact section 39-05-32 of the North Dakota Century Code, relating to enforcement of motor vehicle title 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, 89; nays, 8; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Laughlin	Raymond
Austin	Hendrickson	Lee	Reimers
Backes	Hentges	Leibhan	Rice
Backlin	Herman	Linderman	Rundle
Bassingthwaite	Hickle	Livingston	Schindler
Berg	Hildebrand	Lodoen	Scotfield
Bridston	Hilleboe	Lundene	Solberg
Christensen, H.	Jacob	McGauvran	Stoltenow
Christensen, R.	Jacobson	Martinson	Stone
Dick	Jenkins	Matheny	Streibel
Dornacker	Johnson, H.	Mertens	Strinden
Dotzenrod	Johnson, K.	Meyer	Thorsgard
Eagles	Kermott	Miedema	Tinjum
Fleming	Kingsbury	Murphy	Tweten
Froeber	Kloubec	Nermyr	Vander Vorst
Freborg	Knudson	Olin	Wagner

Gackle	Kretschmar	Olson	Watkins
Ganser	LaGrave	Opedahl	Weber
Garnas	Lang	Orange	Welder
Gengler	Langley	Peterson	Wilkie
Gronneberg	Larson	Poyzer	Winge
Gunderson	Laske	Rau	Mr. Speaker
Haugland			

Those voting in the negative were:

Hausauer, A.	Marsden	Royse	Timm
Jaeger	Metzger	Rued	Winkjer

Absent and not voting:

Erickson	Hartl	Hensrud	Rivinius
Grubb			

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1227

House Concurrent Resolution No. 3036

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1136

House Bill No. 1170

House Bill No. 1295

House Bill No. 1352

House Bill No. 1401

House Bill No. 1441

House Bill No. 1501

House Bill No. 1503

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4038

Senate Concurrent Resolution No. 4068

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1158. A Bill for an Act to amend and reenact section 15-38-09 of the North Dakota Century Code, relating to physical education instruction.

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, 6; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hendrickson	Leibhan	Rundle
Backlin	Hentges	Linderman	Schindler
Bassingthwaite	Herman	Livingston	Scotfield
Berg	Hickle	Lodoen	Solberg
Bridston	Hildebrand	Lundene	Stoltenso
Christensen, H.	Hilleboe	McGauvran	Stone

Christensen, R.	Jacob	Martinson	Streibel
Dick	Jacobson	Matheny	Strinden
Dornacker	Jenkins	Mertens	Thorsgard
Dotzenrod	Johnson, H.	Metzger	Timm
Eagles	Johnson, K.	Meyer	Tinjum
Erickson	Kermott	Miedema	Tweten
Fleming	Kingsbury	Nermyr	Vander Vorst
Freborg	Kloubec	Olin	Wagner
Froeber	Knudson	Olson	Watkins
Gackle	Kretschmar	Opedahl	Weber
Ganser	LaGrave	Orange	Welder
Garnas	Lang	Peterson	Wilkie
Gengler	Langley	Poyzer	Winge
Gronneberg	Larson	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker

Those voting in the negative were:

Hausauer, L.	Marsden	Rice	Rued
Jaeger	Murphy		
Absent and not voting:			
Grubb	Hartl	Hensrud	Reimers

So the bill passed and the title was agreed to.

House Bill No. 1166. A Bill for an Act to amend and reenact sections 15-50-01, 15-50-02, and 15-50-03 of the North Dakota Century Code, relating to the regulation of trade and correspondence schools, 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, 94; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rice
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Hilleboe	Martinson	Solberg
Christensen, R.	Jacob	Matheny	Stoltenow
Dick	Jacobson	Mertens	Stone
Dornacker	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Vander Vorst
Freborg	Knudson	Olin	Wagner
Froeber	Kretschmar	Olson	Watkins
Gackle	LaGrave	Opedahl	Weber
Ganser	Lang	Orange	Welder
Garnas	Langley	Poyzer	Wilkie
Gengler	Larson	Rau	Winge
Gronneberg	Laske	Raymond	Winkjer
Gunderson	Laughlin	Reimers	Mr. Speaker
Haugland	Lee		

Those voting in the negative were:

Jaeger	Kingsbury	Tweten	
Absent and not voting:			
Grubb	Hensrud	Peterson	Strinden
Hartl			

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 1380. A Bill for an Act to provide that days in which schools are closed because of a state of emergency declared by the governor as the result of an act of God may be counted for 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, 97; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rice
Austin	Hendrickson	Linderman	Rivinius
Backes	Hentges	Livingston	Royse
Backlin	Herman	Lodoen	Rued
Bassingthwaite	Hickle	Lundene	Rundle
Berg	Hildebrand	McGauvran	Schindler
Bridston	Hilleboe	Marsden	Scofield
Christensen, H.	Jacob	Martinson	Solberg
Christensen, R.	Jacobson	Matheny	Stoltenow
Dick	Jaeger	Mertens	Stone
Dornacker	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Tweten
Freborg	Knudson	Olin	Vander Vorst
Froeber	Kretschmar	Olson	Wagner
Gackle	LaGrave	Opedahl	Watkins
Ganser	Lang	Orange	Weber
Garnas	Langley	Peterson	Welder
Gengler	Larson	Poyzer	Wilkie
Gronneberg	Laske	Rau	Winge
Gunderson	Laughlin	Raymond	Winkjer
Haugland	Lee	Reimers	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Kingsbury

Absent and not voting:

Grubb	Hartl	Hensrud	Strinden
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So the bill passed and the title was agreed to.

House Bill No. 1458. A Bill for an Act to amend and reenact section 15-34.2-14 of the North Dakota Century Code, relating to the qualifications and age of school bus drivers 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, 7; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rice
Austin	Hausauer, A.	Livingston	Rivinius
Backes	Hausauer, L.	Lodoen	Royse
Backlin	Hendrickson	Lundene	Rued
Bassingthwaite	Hentges	McGauvran	Rundle
Berg	Herman	Marsden	Schindler
Bridston	Hickle	Martinson	Scofield
Christensen, H.	Hildebrand	Matheny	Stoltenow
Christensen, R.	Hilleboe	Mertens	Stone
Dick	Jacob	Metzger	Streibel

Dornacker	Jacobson	Meyer	Strinden
Dotzenrod	Jaeger	Miedema	Thorsgard
Eagles	Jenkins	Murphy	Timm
Erickson	Johnson, H.	Nermyr	Tinjum
Fleming	Kermott	Olin	Twetén
Freborg	Kingsbury	Olson	Vander Vorst
Froeber	Kloubec	Opedahl	Watkins
Gackle	Knudson	Orange	Weber
Ganser	Kretschmar	Peterson	Welder
Garnas	LaGrave	Poyzer	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Gunderson	Lee	Reimers	Mr. Speaker

Those voting in the negative were:

Johnson, K.	Laske	Linderman	Wagner
Langley	Laughlin	Solberg	

Absent and not voting:

Grubb	Hartl	Hensrud
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTIONS

Rep. Herman moved that the House do concur on Senate amendments to House Bill No. 1035, and that House Bill No. 1035 be placed on the calendar, which motion prevailed.

Rep. Atkinson moved that the House do not concur on the Senate amendments to House Bill No. 1037, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following to a Conference Committee on House Bill No. 1037:

Rep. Kretschmar
Rep. Olson
Rep. Dotzenrod

MOTIONS

Rep. Atkinson moved that the House do concur on the Senate amendments to House Bill No. 1183, and that House Bill No. 1183 be placed on the calendar, which motion prevailed.

Rep. Dornacker moved that the House do concur on the Senate amendments to House Bill No. 1201, and that House Bill No. 1201 be placed on the calendar, which motion prevailed.

Rep. Herman moved that the House do concur on Senate amendments to House Bill No. 1219, and that House Bill No. 1219 be placed on the calendar, which motion prevailed.

Rep. Dornacker moved that the House do not concur on the Senate amendments to House Bill No. 1243, 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 do not concur on the Senate amendments to House Bill No. 1272, 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

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. 1328
Senator Sandness

Senator Smykowski
Senator Redlin

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2095

refused to concur in the House amendment to:

Senate Bill No. 2089

and the President has appointed as a conference committee to act with a like committee from the House,

Senator Mutch
Senator Jacobson
Senator Gronhovd

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills:

House Bill No. 1035

House Bill No. 1183

House Bill No. 1201

House Bill No. 1219

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Tuesday, February 27, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTIETH DAY AFTER RECESS
AND FORTY-FIRST DAY

Bismarck, February 27, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

SIXTH ORDER OF BUSINESS

Rep. Strinden has moved that the amendments to Senate Bill No. 2147 as recommended by the Committee on Industry, Business and Labor as printed on page 921 of the House Journal be adopted, which motion prevailed.

Rep. Metzger has moved that the amendments to Senate Bill No. 2337 as recommended by the Committee on Natural Resources as printed on page 922 of the House Journal be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2032. A Bill for an Act to provide for administration of the assets of the North Dakota rural rehabilitation corporation if these assets are released to the state of North Dakota by an Act of Congress of the United States.

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, 11.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Linderman	Rivinius
Backlin	Hendrickson	Livingston	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hilleboe	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Solberg
Dick	Jaeger	Matheny	Stone
Dornacker	Jenkins	Mertens	Streibel
Dotzenrod	Johnson, H.	Metzger	Strinden
Eagles	Johnson, K.	Meyer	Thorsgard
Erickson	Kermott	Miedema	Timm
Fleming	Kingsbury	Murphy	Tinjum
Freborg	Kloubec	Nermyr	Vander Vorst
Froeber	Knudson	Olin	Wagner
Gackle	Kretschmar	Olson	Weber
Ganser	LaGrave	Opedahl	Wilkie
Garnas	Lang	Orange	Winge
Gengler	Langley	Peterson	Winkjer
Gronneberg	Larson	Poyzer	Mr. Speaker
Gunderson	Laske	Rau	

Absent and not voting:

Grubb	Hildebrand	Raymond	Watkins
Hartl	Jacobson	Stoltenow	Welder
Hensrud	Leibhan	Tweten	

So the bill passed and the title was agreed to.

ANNOUNCEMENT

Rep. Knudson requested that the Journal show that Reps. Raymond, Hildebrand, Stoltenow, Watkins and Jacobson are absent to attend a meeting of a Sub-committee on Education, which request was granted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2042. A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code, relating to abstracts of operating records and accident reports.

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, 11.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Reimers
Austin	Hausauer, A.	Leibhan	Rice
Backes	Hausauer, L.	Linderman	Rivinius
Backlin	Hendrickson	Livingston	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hilleboe	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Solberg
Dick	Jenkins	Matheny	Stone
Dornacker	Johnson, H.	Mertens	Streibel
Dotzenrod	Johnson, K.	Metzger	Strinden
Eagles	Kermott	Meyer	Thorsgard
Erickson	Kingsbury	Miedema	Timm
Fleming	Kloubec	Murphy	Tinjum
Freborg	Knudson	Nermyr	Vander Vorst
Froeber	Kretschmar	Olin	Wagner
Gackle	LaGrave	Olson	Weber
Ganser	Lang	Opedahl	Wilkie
Garnas	Langley	Orange	Winge
Gengler	Larson	Peterson	Winkjer
Gronneberg	Laske	Rau	Mr. Speaker
Gunderson	Laughlin		

Those voting in the negative were:

Jaeger

Absent and not voting:

Grubb	Hildebrand	Raymond	Watkins
Hartl	Jacobson	Stoltenow	Welder
Hensrud	Poyzer	Tweten	

So the bill passed and the title was agreed to.

Senate Bill No. 2044. A Bill for an Act to create and enact section 12.1-31-03 of the North Dakota Century Code, relating to sale of tobacco to minors and use of tobacco by minors; providing a penalty; 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, 31; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Gronneberg	Lee	Rivinius
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Austin	Gunderson	Linderman	Rued
Bassingthwaite	Haugland	Livingston	Schindler
Berg	Hausauer, A.	Lundene	Scotfield
Christensen, H.	Jaeger	McGauvran	Solberg
Christensen, R.	Johnson, H.	Marsden	Stone
Dick	Johnson, K.	Matheny	Streibel
Dotzenrod	Kermott	Miedema	Strinden
Eagles	Kingsbury	Nermyr	Thorsgard
Erickson	Knudson	Olin	Timm
Freborg	LaGrave	Olson	Tweten
Froeber	Lang	Opedahl	Vander Vorst
Gackle	Langley	Orange	Weber
Ganser	Larson	Peterson	Welder
Garnas	Laske	Rau	Winge
Gengler	Laughlin	Reimers	Winkjer

Those voting in the negative were:

Backes	Hentges	Leibhan	Rice
Backlin	Herman	Lodoen	Royse
Bridston	Hickle	Martinson	Rundle
Dornacker	Hilleboe	Mertens	Tinjum
Fleming	Jacob	Metzger	Wagner
Hartl	Jenkins	Meyer	Wilkie
Hausauer, L.	Kloubec	Murphy	Mr. Speaker
Hendrickson	Kretschmar	Poyzer	

Absent and not voting:

Grubb	Hildebrand	Raymond	Watkins
Hensrud	Jacobson	Stoltenow	

So the bill passed and the title was agreed to.

Senate Bill No. 2049 (Alternative 3). A Bill for an Act to create and enact chapter 12.1-20 of the North Dakota Century Code, providing definitions of criminal sexual offenses and providing penalties; to amend and reenact subsection 3 of section 12.1-16-01 of the North Dakota Century Code, as created by section 16 of Senate Bill No. 2045, as approved by the forty-third legislative assembly, and subsection 1 of section 12.1-29-05 of the North Dakota Century Code, as created by section 28 of Senate Bill No. 2045, as approved by the forty-third legislative assembly, relating to the felony-murder rule and to a definition of "sexual activity"; to repeal chapter 12-30, and sections 12-22-02, 12-22-03, 12-22-04, 12-22-05, 12-22-06, 12-22-07, 12-22-08, 12-22-09, 12-22-10, 12-22-11, and 12-22-12 of the North Dakota Century Code, defining rape and other sexual offenses; 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, 87; nays, 9; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Raymond
Austin	Hausauer, L.	Laughlin	Reimers
Backes	Hendrickson	Lee	Rice
Backlin	Hentges	Linderman	Rivinius
Bassingthwaite	Herman	Livingston	Royse
Berg	Hickle	Lodoen	Rued
Bridston	Hilleboe	Lundene	Rundle
Christensen, R.	Jacob	McGauvran	Schindler
Dick	Jacobson	Marsden	Scotfield
Dotzenrod	Jaeger	Martinson	Solberg
Eagles	Jenkins	Matheny	Stone
Erickson	Johnson, H.	Mertens	Streibel
Fleming	Johnson, K.	Metzger	Strinden
Freborg	Kermott	Murphy	Timm
Froeber	Kingsbury	Nermyr	Tinjum
Gackle	Kloubec	Olin	Wagner

Ganser	Knudson	Olson	Weber
Garnas	Kretschmar	Opedahl	Welder
Gengler	LaGrave	Orange	Winge
Gronneberg	Lang	Peterson	Winkjer
Hartl	Langley	Poyzer	Mr. Speaker
Haugland	Larson	Rau	

Those voting in the negative were:

Christensen, H.	Meyer	Stoltenow	Tweten
Gunderson	Miedema	Thorsgard	Vander Vorst
Leibhan			

Absent and not voting:

Dornacker	Hensrud	Watkins	Wilkie
Grubb	Hildebrand		

So the bill passed and the title was agreed to.

MOTION

Rep. Knudson moved that Senate Bill No. 2143 be moved to the foot of the calendar, which motion prevailed.

ANNOUNCEMENT

Speaker Bunker announced that the Committee on Education be excused for a brief committee meeting.

MOTION

Rep. Tinjum moved that the House reconsider the action by which Senate Bill No. 2264 was lost.

Rep. Poyzer requested a recorded roll call vote on the motion of Rep. Tinjum, which request was granted.

ROLL CALL

The question was on the motion of Rep. Tinjum to reconsider the action by which Senate Bill No. 2264 was lost, the roll was called and there were ayes, 54; nays, 43; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hilleboe	McGauvran	Rivinius
Backes	Jacobson	Martinson	Rundle
Bassingthwaite	Johnson, H.	Matheny	Schindler
Bridston	Johnson, K.	Meyer	Solberg
Dick	Kermott	Miedema	Stoltenow
Dotzenrod	Kingsbury	Murphy	Stone
Eagles	Knudson	Opedahl	Strinden
Froeber	LaGrave	Orange	Timm
Gackle	Lang	Peterson	Tinjum
Ganser	Langley	Poyzer	Weber
Gronneberg	Laughlin	Rau	Welder
Hendrickson	Lee	Reimers	Wilkie
Hentges	Linderman	Rice	Winge
Hildebrand	Livingston		

Those voting in the negative were:

Atkinson	Hartl	Laske	Rued
Backlin	Haugland	Leibhan	Scofield
Berg	Hausauer, A.	Lodoen	Streibel
Christensen, H.	Hausauer, L.	Lundene	Thorsgard
Christensen, R.	Herman	Marsden	Tweten
Erickson	Hickle	Mertens	Vander Vorst
Fleming	Jacob	Nermyr	Wagner
Freborg	Jaeger	Olin	Watkins
Garnas	Jenkins	Olson	Winkjer
Gengler	Kloubec	Raymond	Mr. Speaker
Gunderson	Kretschmar	Royle	

Absent and not voting:

Dornacker	Hensrud	Larson	Metzger
Grubb			

The motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2264. A Bill for an Act to create and enact a new subsection to section 20.1-01-02, and a new section to chapter 20.1-03 of the North Dakota Century Code as contained in sections 8 and 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the definition of waterfowl, and the time period during which nonresidents may hunt and possess waterfowl.

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, 45; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hilleboe	McGauvran	Rivinius
Backes	Jacobson	Martinson	Rundle
Bassingthwaite	Johnson, H.	Matheny	Schindler
Bridston	Johnson, K.	Meyer	Solberg
Dick	Kermott	Miedema	Stoltenow
Dotzenrod	Kingsbury	Murphy	Stone
Froeber	Knudson	Opedahl	Strinden
Gackie	LaGrave	Orange	Timm
Ganser	Lang	Peterson	Tinjum
Gronneberg	Langley	Poyzer	Weber
Hendrickson	Lee	Rau	Welder
Hentges	Linderman	Reimers	Wilkie
Hildebrand	Livingston	Rice	Winge

Those voting in the negative were:

Atkinson	Hartl	Laske	Royse
Backlin	Haugland	Laughlin	Rued
Berg	Hausauer, A.	Leibhan	Scofield
Christensen, H.	Hausauer, L.	Lodoen	Streibel
Christensen, R.	Herman	Lundene	Thorsgard
Eagles	Hickle	Marsden	Tweten
Erickson	Jacob	Mertens	Vander Vorst
Fleming	Jaeger	Nermyr	Wagner
Freborg	Jenkins	Olin	Watkins
Garnas	Kloubec	Olson	Winkjer
Gengler	Kretschmar	Raymond	Mr. Speaker
Gunderson			

Absent and not voting:

Dornacker	Hensrud	Larson	Metzger
Grubb			

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

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 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. 2062 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 2071 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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 Senate Bill No. 2077 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 Industry, Business and Labor to whom was referred Senate Bill No. 2123 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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. 2150 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2150 was indefinitely postponed.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2170 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 2178 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 18 of the engrossed bill delete "of in."

On page 2, line 19 delete "stitutions"

And renumber the lines accordingly.

And when so amended recommends 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. 2180 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 26 delete the word "of"

On page 2, line 27 delete the word "institutions"

And renumber the lines accordingly.

And when so amended recommends 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 Judiciary to whom was referred Senate Bill No. 2197 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 6 of the Engrossed Bill delete the numeral "13" and insert in lieu thereof the numeral "12"

On page 1, line 18 delete everything after the word "who" and insert in lieu thereof the following: "are licensed to practice law"

On page 1, line 19 delete the word "bar"

On page 2, line 24 delete the numeral "13" and insert in lieu thereof the numeral "12"

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Kretschmar 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. 2198 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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. 2205 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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 Senate Bill No. 2219 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 beginning triple parentheses before the word "from"

On page 1, line 13 delete the beginning triple parentheses before the word "under"

On page 1, line 15 after the ending triple parentheses and before the word "for" insert the following: **"in the operation of the law enforcement training center"**

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Winkjer 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. 2252 has had the same under consideration and recommends that the same do pass.

REP. KNUDSON, Chairman

Rep. Froeber 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. 2286 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15 of the Engrossed Bill delete the word **"thirteen"** and insert in lieu thereof the word **"fourteen"**

On page 1, line 16 place beginning triple parentheses before the word "five" and place ending triple parentheses after the word "hundred"

On page 1, line 18 delete the word **"fourteen"** and insert in lieu thereof the word **"sixteen"**

On page 1, line 21 delete the word **"sixteen"** and insert in lieu thereof the word **"eighteen"** and also delete the word **"five"**

On page 1, line 22 delete the word **"hundred"**

On page 1, line 24 delete the word **"nineteen"** and insert in lieu thereof the word **"twenty"**

And renumber the lines and pages 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 Industry, Business and Labor to whom was referred Senate Bill No. 2294 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 2343 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Scofield 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. 2367 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 Judiciary to whom was referred Senate Bill No. 2368 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 11 of the Engrossed Bill after the first word "to" and before the word "mortgagor" insert the word "the" and also delete the word "shall" and insert in lieu thereof the following: "may, upon good cause being shown,"

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. H. Christensen 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. 2401 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. Raymond moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2401 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2413 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 Natural Resources to whom was referred Senate Concurrent Resolution No. 4008 has had the same under consideration and recommends that the same be amended as follows:

On page 1 of the engrossed resolution delete all of lines 1 through 24 and insert in lieu thereof the following: "A concurrent resolution directing the Board of University and School Lands to confer with appropriate agencies.

WHEREAS, the Game and Fish Department completed a study in which state lands held by the Board of University and School Lands were classified into certain categories established by the Department; and

WHEREAS, the Board of University and School Lands adopted on November 29, 1971, a resolution presented by the North Dakota Natural Resources and Environmental Management Council which placed a moratorium on the sale of state school lands classified as "acquire" or "retain" under the Game and Fish Department classification; and

WHEREAS, forbidding the sale of these state lands needlessly reduces income to the state school fund; and

WHEREAS, such land, when sold, will usually go on the local tax rolls, thus increasing revenues for local governmental operation, while such land is tax exempt under state ownership;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Board of University and School Lands is hereby urged to rescind the resolution adopted on November 29, 1971.

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the members of the Board of University and School Lands and other state agencies."

On page 2 delete all of lines 1 through 11

And renumber the lines and pages 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 State and Federal Government to whom was referred Senate Concurrent Resolution No. 4074 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.

SECOND READING OF SENATE BILLS

Senate Bill No. 2065. A Bill for an Act to amend and reenact subsection 5 of section 47-26-01 and section 47-26-05 of the North Dakota Century Code, relating to the definition and maintenance of legal fences; 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, 76; nays, 1; absent and not voting, 25.

Those voting in the affirmative were:

Austin	Hausauer, L.	Linderman	Rice
Backes	Hentges	Livingston	Rivinius
Bassingthwaite	Herman	Lodoen	Royse
Bridston	Hickle	Lundene	Rued
Christensen, H.	Jacob	Marsden	Rundle
Christensen, R.	Jaeger	Matheny	Scofield
Dick	Jenkins	Mertens	Stone
Dotzenrod	Johnson, H.	Metzger	Streibel
Fleming	Johnson, K.	Meyer	Thorsgard
Freborg	Kermott	Murphy	Timm
Gackle	Kingsbury	Nermyr	Tweten
Ganser	Kloubec	Olin	Vander Vorst
Garnas	Kretschmar	Olson	Wagner
Gengler	LaGrave	Opedahl	Weber
Gronneberg	Lang	Orange	Welder
Gunderson	Langley	Peterson	Wilkie

Hartl	Laske	Poyzer	Winge
Haugland	Laughlin	Rau	Winkjer
Hausauer, A.	Lee	Reimers	Mr. Speaker

Those voting in the negative were:
Solberg

Absent and not voting:

Atkinson	Grubb	Knudson	Raymond
Backlin	Hendrickson	Larson	Schindler
Berg	Hensrud	Leibhan	Stoltenow
Dornacker	Hildebrand	McGauvran	Strinden
Eagles	Hilleboe	Martinson	Tinjum
Erickson	Jacobson	Miedema	Watkins
Froeber			

So the bill passed and the title was agreed to.

Senate Bill No. 2151. A Bill for an Act to prohibit the business of debt adjusting when conducted for profit; to provide exemptions for certain businesses and activities; 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, 91; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rice
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Bridston	Hickle	Marsden	Schindler
Christensen, H.	Hilleboe	Martinson	Scofield
Christensen, R.	Jacob	Matheny	Solberg
Dick	Jacobson	Mertens	Stone
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Kretschmar	Olson	Wagner
Ganser	LaGrave	Opedahl	Watkins
Garnas	Lang	Orange	Weber
Gengler	Langley	Peterson	Welder
Gronneberg	Larson	Poyzer	Wilkie
Gunderson	Laske	Rau	Winge
Hartl	Laughlin	Raymond	Mr. Speaker
Haugland	Lee	Reimers	

Those voting in the negative were:

Jaeger Winkjer

Absent and not voting:

Berg	Hensrud	Knudson	Stoltenow
Dornacker	Hildebrand	McGauvran	Strinden
Grubb			

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-FIRST DAY

Bismarck, February 27, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Hensel Hendrickson, Pastor, Trinity Lutheran Church, Bismarck.

The roll was called, and all members were present except Reps. Grubb, Hensrud and Stoltenow.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 finds the same to be correct.

REP. GUNDERSON, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS
AND COMMUNICATIONS
STATE OF NORTH DAKOTA

Executive Office
Bismarck

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota 58501

Dear Mr. Speaker:

This is to inform you that on February 25, 1973, I signed House Bills:

- House Bill No. 1023
- House Bill No. 1069
- House Bill No. 1080
- House Bill No. 1105
- House Bill No. 1126
- House Bill No. 1150
- House Bill No. 1168
- House Bill No. 1174
- House Bill No. 1179
- House Bill No. 1187
- House Bill No. 1230
- House Bill No. 1236
- House Bill No. 1241
- House Bill No. 1244
- House Bill No. 1270
- House Bill No. 1273
- House Bill No. 1283
- House Bill No. 1285
- House Bill No. 1309
- House Bill No. 1329
- House Bill No. 1330
- House Bill No. 1332
- House Bill No. 1369
- House Bill No. 1397
- House Bill No. 1419
- House Bill No. 1435

On February 26, 1973, I signed:

- House Bill No. 1178

Sincerely yours,
ARTHUR A. LINK
Governor

AAL:km

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following to a Conference Committee on House Bill No. 1243:

Rep. Garnas
Rep. A. Hausauer
Rep. Wilkie

Speaker Bunker announced the appointment of the following to a Conference Committee on Senate Bill No. 2089:

Rep. Kloubec
Rep. Laske
Rep. Gengler

Speaker Bunker announced the appointment of the following to a Conference Committee on House Bill No. 1272:

Rep. Hilleboe
Rep. Raymond
Rep. Orange

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2026 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. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2026 was re-referred to the Committee on Appropriations.

MOTION

Rep. Dick moved that Senate Bill No. 2278 be re-referred to the Committee on Natural Resources, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Representative Atkinson for the introduction of a bill, which request has been approved.

REP. STREIBEL, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Rep. Atkinson through the Committee on Delayed Bills introduced:

House Bill No. 1534. A Bill for an Act to amend and reenact sections 39-20-04, 39-20-05, and 39-20-06 of the North Dakota Century Code, relating to the procedures applicable to the revocation of a driver's license under the implied consent provisions of the chemical test law, and declaring an emergency.

Was read the first time and referred to the Committee on Judiciary.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4038. A Concurrent Resolution requesting the State Auditor to make a study of the cash flow and investment practices and policies of the several county governments.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Concurrent Resolution No. 4068. A Concurrent Resolution requesting the Superintendent of Public Instruction to evaluate the contract teaching program used at Marmot High School.

Which was read the first time and referred to the Committee on Education.

SECOND READING OF SENATE BILLS

Senate Bill No. 2262. A Bill for an Act to establish a state crime laboratory.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 66; nays, 30; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Gengler	Laughlin	Royse
Austin	Gronneberg	Leibhan	Rued
Bassingthwaite	Gunderson	Linderman	Rundle
Berg	Haugland	Livingston	Scotfield
Bridston	Hausauer, A.	Lundene	Stone
Christensen, H.	Hendrickson	McGauvran	Streibel
Christensen, R.	Herman	Martinson	Strinden
Dick	Hildebrand	Matheny	Tinjum
Dornacker	Jacob	Meyer	Tweten
Dotzenrod	Johnson, H.	Olin	Vander Vorst
Eagles	Kermott	Olson	Watkins
Erickson	Kingsbury	Orange	Weber
Fleming	Kretschmar	Peterson	Wilkie
Froeber	LaGrave	Poyzer	Winge
Gackle	Lang	Rau	Winkjer
Ganser	Langley	Raymond	Mr. Speaker
Garnas	Larson		

Those voting in the negative were:

Freborg	Johnson, K.	Miedema	Schindler
Hartl	Kloubec	Murphy	Solberg
Hausauer, L.	Laske	Nermyr	Stoltenow
Hentges	Lee	Opedahl	Thorsgard
Hickle	Lodoen	Reimers	Timm
Hilleboe	Marsden	Rice	Wagner
Jaeger	Mertens	Rivinius	Welder
Jenkins	Metzger		

Absent and not voting:

Backes	Grubb	Jacobson	Knudson
Backlin	Hensrud		

So the bill passed and the title was agreed to.

Senate Bill No. 2300. A Bill for an Act to amend and reenact subsection 1 of section 57-34-01 of the North Dakota Century Code, relating to the definition of a telephone company for taxation 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, 83; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Royse
Backlin	Hausauer, L.	Laughlin	Rued
Berg	Hendrickson	Lee	Rundle
Bridston	Hentges	Leibhan	Schindler
Christensen, H.	Herman	Lodoen	Scotfield
Christensen, R.	Hickle	Marsden	Stoltenow
Dick	Hilleboe	Matheny	Stone
Dornacker	Jacob	Metzger	Streibel
Dotzenrod	Jacobson	Miedema	Strinden
Eagles	Jaeger	Murphy	Thorsgard
Erickson	Jenkins	Nermyr	Timm
Fleming	Johnson, K.	Olin	Tinjum
Freborg	Kermott	Olson	Tweten
Froeber	Kingsbury	Opedahl	Vander Vorst
Gackle	Kloubec	Orange	Wagner
Ganser	Knudson	Peterson	Watkins
Garnas	Kretschmar	Poyzer	Welder
Gronneberg	LaGrave	Rau	Winge
Gunderson	Lang	Reimers	Winkjer

Hartl	Langley	Rice	Mr. Speaker
Haugland	Larson	Rivinius	
Those voting in the negative were:			
Backes	Linderman	Mertens	Solberg
Bassingthwaite	Livingston	Meyer	Weber
Gengler	Lundene	Raymond	Wilkie
Johnson, H.	McGauvran		
Absent and not voting:			
Austin	Hensrud	Hildebrand	Martinson
Grubb			

So the bill passed and the title was agreed to.

Senate Bill No. 2317. A Bill for an Act to amend and reenact subsection 1 of section 30-17-01, the initial paragraph of section 30-17-05, and subsection 1 of section 30-17-07 of the North Dakota Century Code, providing the maximum size of a decedent's estate where summary administration or transfer by probate will be allowed.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hickle	McGauvran	Scofield
Bridston	Hilleboe	Marsden	Solberg
Christensen, H.	Jacob	Martinson	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jaeger	Mertens	Streibel
Dornacker	Jenkins	Metzger	Strinden
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Murphy	Tinjum
Fleming	Kingsbury	Nermyr	Tweten
Freborg	Kloubeck	Olin	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Welder
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland	Lee	Rice	

Absent and not voting:

Grubb	Hensrud	Hildebrand
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So the bill passed and the title was agreed to.

Senate Bill No. 2323. A Bill for an Act to amend and reenact section 57-38-30.2 of the North Dakota Century Code, relating to the surtax on income, providing for an effective date, 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, 99; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
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Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hickle	McGauvran	Scofield
Bridston	Hilleboe	Marsden	Solberg
Christensen, H.	Jacob	Martinson	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jaeger	Mertens	Streibel
Dornacker	Jenkins	Metzger	Strinden
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Murphy	Tinjum
Fleming	Kingsbury	Nermyr	Tweten
Freborg	Kloubec	Olin	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Welder
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland	Lee	Rice	

Absent and not voting:

Grubb	Hensrud	Hildebrand
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2353. A Bill for an Act to amend and reenact section 57-40.3-04 of the North Dakota Century Code, relating to 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, 3; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rice
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hentges	Livingston	Rued
Backlin	Herman	Lodoen	Rundle
Bassingthwaite	Hickle	Lundene	Schindler
Berg	Hildebrand	McGauvran	Scofield
Bridston	Hilleboe	Marsden	Solberg
Christensen, H.	Jacob	Martinson	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jenkins	Mertens	Streibel
Dornacker	Johnson, H.	Metzger	Strinden
Dotzenrod	Johnson, K.	Meyer	Thorsgard
Eagles	Kermott	Miedema	Timm
Erickson	Kingsbury	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Tweten
Freborg	Knudson	Olin	Vander Vorst
Froeber	Kretschmar	Olson	Wagner
Gackle	LaGrave	Opedahl	Watkins
Ganser	Lang	Orange	Weber
Garnas	Langley	Peterson	Welder
Gengler	Larson	Poyzer	Wilkie
Gronneberg	Laske	Rau	Winge
Gunderson	Laughlin	Raymond	Winkjer
Hartl	Lee	Reimers	Mr. Speaker

Those voting in the negative were:

Hausauer, A.	Jaeger	Royse
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Absent and not voting:

Grubb Hendrickson Hensrud

So the bill passed and the title was agreed to.

Senate Bill No. 2143. 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 purposes as are hereinafter provided.

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, 55; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hendrickson	Lodoen	Schindler
Backlin	Herman	Martinson	Scofield
Bridston	Jacob	Miedema	Stone
Christensen, H.	Jacobson	Opedahl	Streibel
Dick	Kermott	Orange	Strinden
Eagles	Knudson	Peterson	Thorsgard
Erickson	LaGrave	Poyzer	Tinjum
Froeber	Larson	Rau	Watkins
Gunderson	Laske	Raymond	Winge
Haugland	Leibhan	Royse	Winkjer
Hausauer, A.	Livingston	Rued	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:

Austin	Hartl	Laughlin	Reimers
Backes	Hentges	Lee	Rice
Bassingthwaite	Hickle	Linderman	Rivinius
Berg	Hildebrand	Lundene	Rundle
Christensen, R.	Hilleboe	McGauvran	Solberg
Dornacker	Jaeger	Marsden	Stoltenow
Dotzenrod	Jenkins	Matheny	Timm
Fleming	Johnson, H.	Mertens	Tweten
Freborg	Johnson, K.	Metzger	Vander Vorst
Gackle	Kingsbury	Meyer	Wagner
Ganser	Kloubec	Murphy	Weber
Garnas	Kretschmar	Nermyr	Welder
Gengler	Lang	Olin	Wilkie
Gronneberg	Langley	Olson	

Absent and not voting:

Grubb Hensrud

So the bill lost.

MESSAGES TO THE SENATE House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2130
 Senate Bill No. 2155
 Senate Bill No. 2204
 Senate Bill No. 2208
 Senate Bill No. 2231
 Senate Bill No. 2241
 Senate Bill No. 2242
 Senate Bill No. 2243
 Senate Bill No. 2260
 Senate Bill No. 2268
 Senate Bill No. 2315

Senate Bill No. 2414
Senate Concurrent Resolution No. 4001

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2030
Senate Bill No. 2107
Senate Bill No. 2168
Senate Bill No. 2186
Senate Bill No. 2210
Senate Bill No. 2233
Senate Bill No. 2266
Senate Bill No. 2411

ROY GILBREATH, Chief Clerk

House Chamber

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. 2089
Rep. Kloubec
Rep. Laske
Rep. Gengler

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1037
House Bill No. 1243
House Bill No. 1272

and the Speaker has appointed as a conference committee to act with a like committee from the Senate:

On House Bill No. 1037
Rep. Kretschmar
Rep. Olson
Rep. Dotzenrod

On House Bill No. 1243
Rep. Garnas
Rep. A. Hausauer
Rep. Wilkie

On House Bill No. 1272
Rep. Hilleboe
Rep. Raymond
Rep. Orange

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1035. 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, 96; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse
Backlin	Hentges	Livingston	Rued

Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freborg	Kingsbury	Murphy	Tweten
Froeber	Kloubec	Nermyr	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker

Those voting in the negative were:
Jaeger Rundle

Absent and not voting:

Bassingthwaite Grubb Hensrud Olin

So the bill passed and the title was agreed to.

House Bill No. 1183. A Bill for an Act to amend and reenact paragraph (3) of subdivision a of subsection 6 of section 50-09-01 of the North Dakota Century Code, relating to definitions of dependent children who attend academic or vocational courses.

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, 1; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hendrickson	Linderman	Royse
Austin	Hentges	Livingston	Rued
Backes	Herman	Lodoen	Rundle
Backlin	Hickle	Lundene	Schindler
Bassingthwaite	Hildebrand	McGauvran	Scofield
Berg	Hilleboe	Marsden	Solberg
Christensen, H.	Jacob	Martinson	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jaeger	Mertens	Streibel
Dornacker	Johnson, H.	Metzger	Strinden
Dotzenrod	Johnson, K.	Meyer	Thorsgard
Eagles	Kermott	Miedema	Timm
Erickson	Kingsbury	Murphy	Tinjum
Freborg	Kloubec	Nermyr	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Langley	Poyzer	Welder
Gronneberg	Larson	Rau	Wilkie
Gunderson	Laske	Raymond	Winge
Hartl	Laughlin	Reimers	Winkjer
Haugland	Lee	Rice	Mr. Speaker
Hausauer, A.	Leibhan	Rivinius	

Those voting in the negative were:
Fleming

Absent and not voting:

Bridston	Hausauer, L.	Jenkins	Olin
Grubb	Hensrud		

So the bill passed and the title was agreed to.

House Bill No. 1201. A Bill for an Act to amend and reenact section 57-38-34 and subsection 3 of section 57-38-57 of the North Dakota Century Code, relating to provisions of the income tax law.

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, 2; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Rivinius
Austin	Hendrickson	Linderman	Royse
Backes	Hentges	Livingston	Rued
Backlin	Herman	Lodoen	Rundle
Bassingthwaite	Hickle	Lundene	Schindler
Berg	Hildebrand	McGauvran	Scofield
Bridston	Hilleboe	Marsden	Solberg
Christensen, H.	Jacob	Martinson	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jaeger	Mertens	Streibel
Dornacker	Johnson, H.	Metzger	Strinden
Dotzenrod	Johnson, K.	Meyer	Thorsgard
Eagles	Kermott	Miedema	Timm
Erickson	Kingsbury	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Tweten
Freborg	Knudson	Olson	Vander Vorst
Froeber	Kretschmar	Opedahl	Wagner
Gackle	LaGrave	Orange	Watkins
Ganser	Lang	Peterson	Weber
Garnas	Langley	Poyzer	Wilkie
Gengler	Larson	Rau	Winge
Gronneberg	Laske	Raymond	Winkjer
Gunderson	Laughlin	Reimers	Mr. Speaker
Hartl	Lee	Rice	

Those voting in the negative were:

Hausauer, A.	Welder
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Absent and not voting:

Grubb	Hensrud	Jenkins	Olin
Hausauer, L.			

So the bill passed and the title was agreed to.

House Bill No. 1219. A Bill for an Act to amend and reenact sections 6-08-26, 7-07-02, 10-07-04, 12-39-02, 15-51-07, 21-03-21, 26-10-19, 40-01-02, 40-01-14, 40-04-04, 40-05-13, 40-14-06, subsection 2 of section 40-16-03, sections 40-16-09, 40-22-35, 40-33-18, 40-53.1-05, 43-23-10, 49-12-03, and 61-07-06 of the North Dakota Century Code, relating to deletion of references to corporate seals; and to repeal subsection 1 of section 6-03-02, subsection 2 of section 7-02-01, section 9-06-10, subsection 3 of section 10-19-04, subsection 3 of section 10-24-05, subsection 3 of section 23-11-11, and subsection 2 of section 40-61-03 of the North Dakota Century Code, relating to corporate seals.

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, 1; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hendrickson	Linderman	Rivinius
Backes	Hentges	Livingston	Royse
Backlin	Herman	Lodoen	Rued
Bassingthwaite	Hickle	Lundene	Schindler
Berg	Hilleboe	McGauvran	Scotfield
Bridston	Jacob	Marsden	Solberg
Christensen, H.	Jacobson	Martinson	Stoltenow
Christensen, R.	Jaeger	Matheny	Stone
Dick	Jenkins	Mertens	Streibel
Dornacker	Johnson, H.	Metzger	Strinden
Dotzenrod	Johnson, K.	Meyer	Thorsgard
Eagles	Kermott	Miedema	Timm
Erickson	Kingsbury	Murphy	Tinjum
Fleming	Kloubec	Nermyr	Tweten
Freborg	Knudson	Olson	Vander Vorst
Froeber	Kretschmar	Opedahl	Wagner
Gackle	LaGrave	Orange	Watkins
Ganser	Lang	Peterson	Weber
Garnas	Langley	Poyzer	Weider
Gengler	Larson	Rau	Wilkie
Gronneberg	Laske	Raymond	Winge
Gunderson	Laughlin	Reimers	Winkjer
Hartl	Lee	Rice	Mr. Speaker
Haugland	Leibhan		

Those voting in the negative were:

Rundle

Absent and not voting:

Austin	Hausauer, A.	Hensrud	Olin
Grubb	Hausauer, L.	Hildebrand	

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE Senate Chamber

Mr. Speaker: The Senate request the return of
House Bill No. 1078

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4024

Senate Concurrent Resolution No. 4053

Which the Senate has passed and your favorable consideration is
requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1202

House Bill No. 1220

House Bill No. 1252

House Bill No. 1363

House Bill No. 1386

House Bill No. 1530

House Concurrent Resolution No. 3079

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1240

House Bill No. 1275

House Bill No. 1389

House Bill No. 1517

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1006
 House Bill No. 1072
 House Bill No. 1098
 House Bill No. 1246
 House Bill No. 1260
 House Bill No. 1291
 House Bill No. 1300
 House Bill No. 1357
 House Bill No. 1398
 House Bill No. 1436
 House Bill No. 1447
 House Bill No. 1464
 House Bill No. 1465
 House Concurrent Resolution No. 3032
 Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO
 HOUSE BILL No. 1006

On page 2, line 10, delete the figure "500,000" and insert in lieu thereof the figure "300,000"

On page 2, line 11, delete the figure "500,000" and insert in lieu thereof the figure "300,000"

On page 3, line 11, delete the figure "765,180" and insert in lieu thereof the figure "565,180"

PROPOSED AMENDMENTS TO
 HOUSE BILL No. 1072

On page 1, line 20, of the engrossed bill, after the word "names" insert "**and address or addresses**" and delete the beginning triple parentheses before "of"

On page 1, line 21, after the word "names" insert "**and address or addresses**"

On page 1, line 22, after the word "corporations" insert "**promoting or**"

On page 1, line 23, after the word "advertisement" delete the ending triple parentheses and delete the remainder of the line

On page 1, delete all of line 24

On page 2, delete all of line 1

On page 2, line 2, delete the words "**of residence or office of the same**"

On page 2, line 4, delete the beginning triple parentheses before the word "radio"

On page 2, line 5, after the word "talk" delete the ending triple parentheses and delete the remainder of the line

On page 2, line 6, delete the words "**or television broadcast**"

On page 2, line 10, before the word "of" delete the beginning triple parentheses

On page 2, line 11, after the word "corporations" insert "**promoting or**"

On page 2, line 12, after the word "broadcast" delete the ending triple parentheses and delete the remainder of the line

On page 2, delete all of lines 13 and 14

On page 2, line 15, delete the words "**of the city and state of residence or office of the same**"

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1098

On page 1, line 1, delete the word "section", and insert in lieu thereof the word "sections", and in the same line before the comma insert the following: "and 44-08-04.2 of the North Dakota Century Code"

On page 1, line 2, after the word "status" insert the words: "and to travel advances"

On page 3, after line 17, insert the following new section:

"SECTION 3.) Section 44-08-04.2 of the North Dakota Century Code is hereby created and enacted to read as follows:

44-08-04.2. TRAVEL ADVANCES.) 1. Any state agency may advance funds to be used by officials or employees of that agency for payment of meal and lodging expenses incurred while the official or employee is traveling on official business outside of this state, provided that such out-of-state travel must be for a period planned to be in excess of five days, and provided that the funds advanced do not exceed twenty-five dollars per day. Travel advance warrant-checks shall be issued on vouchers signed by the chief executive officer of the agency involved. Funds advanced for meals and lodging under this section shall be accounted for as required under section 44-08-04 for out-of-state travel.

2. As used in this section, and section 44-08-04.1:

- a. "Official business outside of this state" includes travel to attend training courses, where the training is necessary to satisfy federal program requirements.
- b. "State agency" means agencies, boards, commissions, bureaus, offices, departments, institutions, and any other state governmental entities, and specifically includes the legislative and judicial branches of of state government."

And renumber the lines, pages, and sections accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1246

Page 1, line 16 of the Engrossed Bill, after the word "all" insert "resident"

Renumber the lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1260

On page 1, line 12, after the word "contain" delete the remainder of the line

On page 1, delete all of lines 13 and 14 and insert in lieu thereof the following: "any one or more of the following:

1. A description of the property by its common name, if such common name exists;
2. The address of the property involved, if such address exists;
or
3. A map detailing the property involved."

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1291

On page 1, line 17, after the word "exceed" delete the word "four" and insert in lieu thereof the word "two"

On page 2, line 5, delete the figure "43,200.00" and insert in lieu thereof the figure "21,600.00"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1300

On page 2, line 18, delete the words "every two years" and insert

in lieu thereof the following: **"for a four year term of office, the first term commencing on January 1, 1974"**

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1357

Page 2, line 3, after "issued" delete the remainder of the line

Page 2, delete all of lines 4 and 5

Page 2, line 6, delete **"have first been filled"** and after the period insert the following: **"If in any year the number of mule deer permit applications exceeds the number of mule deer permits to be issued, a lottery shall be held to determine the successful applicants. Any applicant who is successful in obtaining such a permit shall not be eligible to apply for a mule deer permit for the next ensuing lottery year."**

Renumber the lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1398

On page 1, line 13, delete the beginning triple parentheses

On page 1, line 14, after "AND" delete the ending triple parentheses and after the "hyphen" delete the triple parentheses around "APPROVAL" and an underscored hyphen

On page 1, line 15, delete the beginning triple parentheses

On page 2, line 4, delete the ending triple parentheses and the word **"The"** and insert in lieu thereof the following: **"county superintendent of schools to serve the counties or parts thereof designated by such plan. Alternatively, and without the need of receiving petitions, the"**

On page 3, line 16, after the comma insert the following: **"or when directed by the joint action or by resolutions passed by a majority of each board involved,"**

On page 2, line 29, delete the beginning triple parentheses before the word **"the"**

On page 2, line 34, delete the ending triple parentheses after the comma

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1436

On page 2, line 33 of the engrossed bill, insert triple parentheses around the word **"sufficient"** and insert in lieu thereof the word **"insufficient"**

PROPOSED AMENDMENT TO
HOUSE BILL No. 1447

On page 1, line 22 of the engrossed bill, delete the word **"extend"** and insert in lieu thereof the word **"expend"**

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1464

On page 1, line 23 of the engrossed bill, insert the following new language: **"Provided that in those schools which have established free kindergartens in connection with the public schools of the district, children who by reason of special talents or abilities as determined by a series of developmental and readiness screening instruments approved by the state department of public instruction and administered by the school district, may start school at an earlier age."**

And renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1465

On page 2, line 22, delete the comma and words “, except that in certain cases the”

On page 2, line 23, delete the words “assessor may be a contract employee under section 58-05-02”

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO
HOUSE CONCURRENT RESOLUTION No. 3032

On page 2, line 7, delete “due to efforts of the Public Service Commission,” and insert in lieu thereof “is commendable and”.

On line 14, after “a” insert “more”

On line 15 delete “cost”

And renumber the lines accordingly.

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Wednesday, February 28, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-FIRST DAY AFTER RECESS
AND FORTY-SECOND DAY

Bismarck, February 28, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

SIXTH ORDER OF BUSINESS

Rep. Berg has moved that the amendments to Senate Bill No. 2178 as recommended by the committee on State and Federal Government as printed on page 942 of the House Journal be adopted, which motion prevailed.

Rep. Berg has moved that the amendments to Senate Bill No. 2180 as recommended by the Committee on State and Federal Government as printed on page 942 of the House Journal be adopted, which motion prevailed.

Rep. Kretschmar has moved that the amendments to Senate Bill No. 2197 as recommended by the Committee on Judiciary as printed on pages 942 and 943 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer has moved that the amendments to Senate Bill No. 2219 as recommended by the Committee on Judiciary as printed on page 943 of the House Journal be adopted, which motion prevailed.

Rep. Dick has moved that the amendments to Senate Bill No. 2286 as recommended by the Committee on Judiciary as printed on page 943 of the House Journal be adopted, which motion prevailed.

Rep. H. Christensen has moved that the amendments to Senate Bill No. 2368 as recommended by the Committee on Judiciary as printed on page 944 of the House Journal be adopted, which motion prevailed.

Rep. Metzger has moved that the amendments to Senate Concurrent Resolution No. 4008 as recommended by the Committee on Natural Resources as printed on pages 944 and 945 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Streibel moved that Senate Bill No. 2009 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2062. A Bill for an Act to allow the sale of preserved sandwiches, pre-packaged under federal inspection, from vending machines without the purchase of a restaurant license.

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, 30; absent and not voting, 28.

Those voting in the affirmative were:

Atkinson	Garnas	Kloubec	Rivinius
Backes	Gengler	LaGrave	Royse
Backlin	Hendrickson	Larson	Stone
Bassingthwaite	Hentges	Lee	Streibel
Berg	Herman	Lodoen	Tinjum
Dick	Hildebrand	McGauvran	Watkins
Dornacker	Hilleboe	Martinson	Weber
Dotzenrod	Jacob	Matheny	Welder
Eagles	Jacobson	Metzger	Winge
Gackle	Jaeger	Orange	Winkjer
Ganser	Kermott	Rau	Mr. Speaker

Those voting in the negative were:

Christensen, H.	Johnson, K.	Livingston	Rued
Erickson	Kretschmar	Lundene	Rundle
Froeber	Lang	Meyer	Schindler
Gronneberg	Langley	Nermyr	Scofield
Gunderson	Laske	Olson	Stoltenow
Haugland	Laughlin	Poyzer	Timm
Hausauer, A.	Leibhan	Rice	Vander Vorst
Hickle	Linderman		

Absent and not voting:

Austin	Hausauer, L.	Mertens	Reimers
Bridston	Hensrud	Miedema	Solberg
Christensen, R.	Jenkins	Murphy	Strinden
Fleming	Johnson, H.	Olin	Thorsgard
Freborg	Kingsbury	Opedahl	Tweten
Grubb	Knudson	Peterson	Wagner
Hartl	Marsden	Raymond	Wilkie

So the bill lost for want of a constitutional majority.

MOTIONS

Rep. Atkinson moved that the House do concur on the Senate amendments to House Bill No. 1072, and that House Bill No. 1072 be placed on the calendar, which motion prevailed.

Rep. Dick moved that the House do concur on the Senate amendments to House Bill No. 1246, and that House Bill No. 1246 be placed on the calendar, which motion prevailed.

RECOGNITION

Speaker Bunker 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.

MOTIONS

Rep. Lang moved that the House do concur on the Senate amendments to House Bill No. 1260, and that House Bill No. 1260 be placed on the calendar, which motion prevailed.

Rep. Lang moved that the House do concur on the Senate Amendments to House Bill No. 1300, and that House Bill No. 1300 be placed on the calendar, which motion prevailed.

Rep. K. Johnson moved that the House do not concur on the Senate amendments to House Bill No. 1291, and that a Conference Committee be appointed to serve with a like Committee from the Senate, which motion prevailed.

Rep. Dick moved that the House do not concur on Senate amendments to House Bill No. 1357, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Lang moved that the House do not concur on the Senate amendments to House Bill No. 1398, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Dornacker moved that the House do concur on the Senate amendments to House Bill No. 1436, and that House Bill No. 1436 be placed on the calendar, which motion prevailed.

Rep. Lang moved that the House do concur on the Senate amendments to House Bill No. 1447, and that House Bill No. 1447 be placed on the calendar, which motion prevailed.

Rep. Lang moved that House do not concur on the Senate amendments to House Bill No. 1465, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Berg moved that the House do concur on the Senate amendments to House Concurrent Resolution No. 3032, and that House Concurrent Resolution No. 3032 be placed on the calendar, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2109 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 "or/a" and insert in lieu thereof the words "or a"

On page 2, line 4 of the engrossed bill, following the word "the" insert the words "buyer pays the purchase price in cash or the"

On page 2, line 22 of the engrossed bill, delete the word "of" where it first appears and insert in lieu thereof the word "or"

On page 6, line 13 of the engrossed bill, delete the word "fifty" and insert in lieu thereof the words "twenty-five"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Timm 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. 2138 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 2139 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Laske 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. 2140 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Orange 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. 2141 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Laske moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Govern-

ment to whom was referred Senate Bill No. 2190 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 10 of the engrossed bill, delete the first comma and the remainder of the line and insert in lieu thereof the following: "is hereby authorized to sell and convey certain land described herein and owned by the state of North Dakota, under conditions hereinafter stated, at public sale or by sealed bids. Before advertising the sale of such land, an appraisal of such property shall be obtained from a duly qualified appraiser. The property, if sold, shall be sold to the highest bidder for cash which, in no event, shall be less than the appraised value. The state health officer is hereby authorized to reject any or all bids. The"

On page 1, delete lines 11 and 12

On page 1, line 13 delete the language before the word "land" And renumber the lines 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 Industry, Business and Labor to whom was referred Senate Bill No. 2303 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Gengler 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. 2340 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 2363 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 8 before the word "MINERAL" insert the word "AND"; also on line 8 after the word "RIGHTS" delete the comma and the word "AND"

On page 1, line 9 delete the word "MATERIALS"

On page 1, line 11 delete the words "but not limited to"

On page 1, line 12 before the word "coal" insert the word "and"; also on line 12 after the word "coal" delete the comma and the remainder of the line

On page 1, delete line 13

On page 1, line 14 delete everything before the words "shall be"

And renumber the 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 Judiciary to whom was referred Senate Bill No. 2369 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. H. Christensen 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. 2419 has had the same under consideration and recommends that the same be amended as follows:

On page 26, line 27, insert beginning triple parentheses before the word "A"

On page 27, line 2, insert ending triple parentheses after the word and period "interest."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Timm 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. 4002 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Timm moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4024. A Concurrent Resolution urging the United States Congress to enact effective legislation to deal with strikes in the transportation industry.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Concurrent Resolution No. 4053. A Concurrent Resolution urging Congress to provide funds to the appropriate agency for construction of a scenic road in the North Dakota Badlands connecting the three units of the Theodore Roosevelt National Memorial Park.

Which was read the first time and referred to the Committee on State and Federal Government.

SECOND READING OF SENATE BILLS

Senate Bill No. 2071. A Bill for an Act to repeal section 34-06-06 of the North Dakota Century Code, relating to limitations on the hours of labor for women.

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, 4; absent and not voting, 17.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Rau
Austin	Hausauer, L.	Laughlin	Raymond
Backes	Hendrickson	Lee	Rivinius
Backlin	Hentges	Leibhan	Royse
Bassingthwaite	Hickle	Linderman	Rued
Berg	Hildebrand	Livingston	Rundle
Christensen, H.	Jacob	Lodoen	Schindler
Christensen, R.	Jacobson	Lundene	Scofield
Dick	Jaeger	Marsden	Stoltenow
Dotzenrod	Jenkins	Martinson	Stone
Eagles	Johnson, H.	Matheny	Streibel
Erickson	Johnson, K.	Mertens	Strinden
Fleming	Kermott	Metzger	Timm
Froeber	Kloubec	Meyer	Tinjum
Gackle	Knudson	Miedema	Vander Vorst
Ganser	Kretschmar	Murphy	Wagner

Garnas	LaGrave	Nermyr	Weber
Gengler	Lang	Olson	Winge
Gronneberg	Langley	Opedahl	Winkjer
Gunderson	Larson	Orange	Mr. Speaker
Haugland			

Those voting in the negative were:

Poyzer	Rice	Watkins	Welder
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Absent and not voting:

Bridston	Hensrud	McGauvran	Solberg
Dornacker	Herman	Olin	Thorsgard
Freborg	Hilleboe	Peterson	Tweten
Grubb	Kingsbury	Reimers	Wilkie
Hartl			

So the bill passed and the title was agreed to.

Senate Bill No. 2077. A Bill for an Act to provide protection of news sources and information from disclosure except under certain circumstances.

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, 4; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Royse
Austin	Hausauer, A.	Linderman	Rued
Backes	Hausauer, L.	Livingston	Rundle
Backlin	Hendrickson	Lodoen	Schindler
Bassingthwaite	Hentges	Lundene	Scofield
Berg	Herman	McGauvran	Solberg
Bridston	Hickle	Marsden	Stoltenow
Christensen, H.	Jacob	Matheny	Stone
Christensen, R.	Jacobson	Mertens	Streibel
Dick	Jenkins	Metzger	Strinden
Dornacker	Johnson, H.	Meyer	Thorsgard
Dotzenrod	Johnson, K.	Miedema	Timm
Eagles	Kermott	Nermyr	Tinjum
Erickson	Kloubec	Olin	Tweten
Fleming	Knudson	Olson	Vander Vorst
Freborg	Kretschmar	Opedahl	Wagner
Froeber	LaGrave	Orange	Watkins
Gackle	Lang	Peterson	Weber
Ganser	Langley	Rau	Welder
Garnas	Larson	Raymond	Wilkie
Gengler	Laske	Reimers	Winge
Gronneberg	Laughlin	Rice	Winkjer
Gunderson	Lee	Rivinius	Mr. Speaker
Hartl			

Those voting in the negative were:

Jaeger	Martinson	Murphy	Poyzer
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Absent and not voting:

Grubb	Hildebrand	Hilleboe	Kingsbury
Hensrud			

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Rep. Martinson:

"Mr. Speaker, Members of the Assembly:

"I would like to explain my vote. I voted no on this, not because I do not believe in freedom of the press, certainly, but this is a much debated and philisophical opinion that under the current United States Constitution newspapers and press are guaranteed freedom under the First Amendment, which guarantees freedom of the press and freedom of speech."

Rep. Rice moved that the House reconsider the action by which Senate Bill No. 2143 was lost, which motion prevailed on a division vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 2143. 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 purposes as are hereinafter provided.

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, 40; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Livingston	Rued
Backes	Hausauer, A.	Lodoen	Scofield
Backlin	Hausauer, L.	Lundene	Stone
Berg	Hendrickson	Martinson	Streibel
Bridston	Herman	Mertens	Strinden
Christensen, H.	Hickle	Miedema	Timm
Christensen, R.	Hildebrand	Olin	Tinjum
Dick	Jacob	Opedahl	Vander Vorst
Dotzenrod	Jacobson	Orange	Wagner
Eagles	Kermott	Peterson	Watkins
Erickson	Knudson	Poyzer	Weber
Froeber	Kretschmar	Rau	Winge
Ganser	LaGrave	Raymond	Winkjer
Garnas	Larson	Rice	Mr. Speaker
Gunderson	Leibhan	Royse	

Those voting in the negative were:

Austin	Hilleboe	Lee	Reimers
Bassingthwaite	Jaeger	Linderman	Rivinius
Dornacker	Jenkins	McGauvran	Rundle
Fleming	Johnson, H.	Marsden	Schindler
Freborg	Johnson, K.	Matheny	Solberg
Gackle	Kloubec	Metzger	Stoltenow
Gengler	Lang	Meyer	Thorsgard
Gronneberg	Langley	Murphy	Tweten
Hartl	Laske	Nermyr	Welder
Hentges	Laughlin	Olson	Wilkie

Absent and not voting:

Grubb	Hensrud	Kingsbury
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So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2173

And refused to concur in the House amendment to:

Senate Bill No. 2209

Senate Bill No. 2146

Senate Bill No. 2344

And the President has appointed as a Conference Committee to act with a like committee from the House on:

Senate Bill No. 2209

Senator Peterson

Senator Sands
 Senator Iszler
 Senate Bill No. 2146
 Senator Smykowski
 Senator Fritzell
 Senator Redlin
 Senate Bill No. 2344
 Senator Sandness
 Senator Morgan
 Senator Redlin

LEO LEIDHOLM, Secretary

Senate Chamber

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. 1037

Senator Freed
 Senator Jones
 Senator Peterson

House Bill No. 1243

Senator J. Schultz
 Senator Wright
 Senator Shablow

House Bill No. 1272

Senator Tweeten
 Senator Kautzmann
 Senator Freed

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Dotzenrod moved that the House reconsider its action by which Senate Bill No. 2264 was adopted, which motion prevailed.

Rep. Jacob moved that Senate Bill No. 2264 be re-referred to the Committee on Natural Resources, which motion prevailed.

Rep. Strinden moved that the House reconsider its action by which Senate Bill No. 2062 was lost, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2062. A Bill for an Act to allow the sale of preserved sandwiches, pre-packaged under federal inspection, from vending machines without the purchase of a restaurant license.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 55; nays, 43; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Gengler	Lodoen	Rivinius
Austin	Hausauer, L.	McGauvran	Royce
Backes	Hentges	Marsden	Schindler
Backlin	Herman	Martinson	Streibel
Bassingthwaite	Hilleboe	Matheny	Strinden
Berg	Jacobson	Metzger	Thorsgard
Dick	Jaeger	Miedema	Tinjum
Dornacker	Jenkins	Murphy	Wagner
Dotzenrod	Kloubec	Nermyr	Watkins
Eagles	Knudson	Olin	Weber
Fleming	LaGrave	Opedahl	Welder
Gackle	Lang	Orange	Winge
Ganser	Larson	Rau	Mr. Speaker
Garnas	Lee	Raymond	

Those voting in the negative were:

Bridston	Hendrickson	Leibhan	Rundle
Christensen, H.	Hickle	Linderman	Scofield
Christensen, R.	Hildebrand	Livingston	Solberg
Erickson	Johnson, H.	Lundene	Stoltenow
Freborg	Johnson, K.	Mertens	Stone
Froeber	Kermott	Meyer	Timm
Gronneberg	Kingsbury	Olson	Tweten
Gunderson	Kretschmar	Poyzer	Vander Vorst
Hartl	Langley	Reimers	Wilkie
Haugland	Laske	Rice	Winkjer
Hausauer, A.	Laughlin	Rued	

Absent and not voting:

Grubb	Hensrud	Jacob	Peterson
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So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Harry Bergman, and Rep. Bergman was thereupon introduced to the House.

MOTIONS

Rep. Reimers moved that the House do concur on the Senate amendments to House Bill No. 1006, and that House Bill No. 1006 be placed on the calendar, which motion prevailed.

Rep. Reimers moved that the House do concur on the Senate amendments to House Bill No. 1013, and that House Bill No. 1013 be placed on the calendar, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following to a Conference Committee on:

House Bill No. 1291
Rep. Dick
Rep. Leibhan
Rep. Gronneberg

Speaker Bunker announced the appointment of the following to a Conference Committee on:

House Bill No. 1357
Rep. Metzger
Rep. Stoltenow
Rep. Bassingthwaite

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1010
House Bill No. 1084
House Bill No. 1094
House Bill No. 1226
House Bill No. 1338
House Bill No. 1347
House Bill No. 1360
House Bill No. 1361
House Bill No. 1368
House Bill No. 1434
House Bill No. 1460
House Bill No. 1493
House Bill No. 1500
House Bill No. 1510
House Bill No. 1515
House Bill No. 1516
House Bill No. 1526
House Bill No. 1533

House Concurrent Resolution No. 3055
 House Concurrent Resolution No. 3060
 Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
 House Bill No. 1208
 Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO
 HOUSE BILL No. 1208

Page 1, line 24, delete the word "Fifty" and insert in lieu thereof "seventy-five"

Page 2, line 5, delete the word "the" and insert in lieu thereof "a"

Page 2, line 6, delete the word "fifty" and insert in lieu thereof "seventy-five"

Renumber the pages and lines accordingly.

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 28, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. W. Stoerker, Council of Churches, Bismarck.

Roll was called, and all members were present except Reps. Grubb, Hensrud and Jacob.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fortieth day after recess and forty-first day and recommends that the same be corrected as follows:

Page 941, line 21, delete the name "Eagles"

Page 941, following the name "Christensen R." in line 34, add the name "Eagles"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Tinjum moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following to a Conference Committee on Senate Bill No. 2146:

Rep. Rivinius

Rep. Scofield

Rep. Bassingthwaite

SECOND READING OF SENATE BILLS

Senate Bill No. 2123. A Bill for an Act to create and enact subsection 4 of section 43-11-27 of the North Dakota Century Code, relating to renewals of cosmetology instructors' licenses; and to amend and reenact sections 43-11-16, 43-11-25, 43-11-26, and subsection 1 of section 43-11-27 of the North Dakota Century Code,

relating to qualifications of schools of hairdressing and cosmetology, reciprocity fees, and qualifications for obtaining a manager-operator's license and an instructor's license.

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, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Royse
Austin	Hausauer, L.	Linderman	Rued
Backes	Hendrickson	Livingston	Rundle
Backlin	Hentges	Lodoen	Schindler
Bassingthwaite	Herman	Lundene	Scofield
Berg	Hickle	McGauvran	Solberg
Bridston	Hildebrand	Marsden	Stoltenow
Christensen, H.	Hilleboe	Matheny	Stone
Christensen, R.	Jacobson	Mertens	Streibel
Dick	Jaeger	Metzger	Strinden
Dornacker	Jenkins	Meyer	Thorsgard
Dotzenrod	Johnson, H.	Miedema	Timm
Eagles	Johnson, K.	Murphy	Tinjum
Erickson	Kermott	Nermyr	Tweten
Fleming	Kingsbury	Olson	Vander Vorst
Freborg	Kloubec	Opedahl	Wagner
Froeber	Knudson	Orange	Watkins
Gackle	Kretschmar	Peterson	Weber
Ganser	LaGrave	Poyzer	Welder
Garnas	Lang	Rau	Wilkie
Gengler	Langley	Raymond	Winge
Gronneberg	Larson	Reimers	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Hartl	Laughlin	Rivinius	

Absent and not voting:

Grubb	Hensrud	Leibhan	Olin
Haugland	Jacob	Martinson	

So the bill passed and the title was agreed to.

Senate Bill No. 2147. A Bill for an Act to create and enact section 34-14-09.1 of the North Dakota Century Code, to provide that employees are entitled to interest on unpaid wages.

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, 4; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hartl	Leibhan	Rivinius
Austin	Haugland	Linderman	Rued
Backes	Hausauer, A.	Livingston	Rundle
Backlin	Hendrickson	Lodoen	Schindler
Bassingthwaite	Hentges	Lundene	Scofield
Berg	Herman	McGauvran	Solberg
Bridston	Hickle	Marsden	Stone
Christensen, H.	Hilleboe	Martinson	Streibel
Christensen, R.	Jacobson	Matheny	Strinden
Dick	Jenkins	Mertens	Thorsgard
Dornacker	Johnson, H.	Metzger	Timm
Dotzenrod	Kermott	Meyer	Tinjum
Eagles	Kingsbury	Miedema	Tweten
Erickson	Kloubec	Murphy	Vander Vorst
Fleming	Knudson	Nermyr	Wagner

Freborg	Kretschmar	Olson	Watkins
Froeber	LaGrave	Opedahl	Weber
Gackle	Lang	Orange	Welder
Ganser	Langley	Peterson	Wilkie
Garnas	Larson	Poyzer	Winge
Gengler	Laske	Rau	Winkjer
Gronneberg	Laughlin	Raymond	Mr. Speaker
Gunderson	Lee	Reimers	

Those voting in the negative were:

Hausauer, L.	Jaeger	Roysel	Stoltenow
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Absent and not voting:

Grubb	Hildebrand	Johnson, K.	Rice
Hensrud	Jacob	Olin	

So the bill passed and the title was agreed to.

Senate Bill No. 2170. A Bill for an Act to amend and reenact section 65-09-01 of the North Dakota Century Code relating to liability of uninsured employer; section 65-09-02 of the 1971 Supplement to the North Dakota Century Code relating to time for filing original claims for compensation and employer to furnish payroll report; section 65-09-03 of the North Dakota Century Code relating to order of bureau to contain amount of premium and penalty, filing of record of proceedings and entering judgment; section 65-09-04 of the North Dakota Century Code relating to determination of premiums, penalties and interest on wages to be paid by employer; 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, 85; nays, 10; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Raymond
Austin	Hausauer, A.	Lee	Reimers
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hildebrand	Lundene	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacobson	Martinson	Stone
Dotzenrod	Jenkins	Matheny	Streibel
Eagles	Johnson, H.	Mertens	Strinden
Erickson	Johnson, K.	Metzger	Tinjum
Fleming	Kermott	Meyer	Tweten
Freborg	Kingsbury	Miedema	Vander Vorst
Froeber	Kloubec	Murphy	Wagner
Gackle	Knudson	Nermyr	Watkins
Ganser	Kretschmar	Olin	Welder
Garnas	LaGrave	Olson	Wilkie
Gengler	Lang	Opedahl	Winge
Gronneberg	Larson	Orange	Winkjer
Gunderson	Laske	Rau	Mr. Speaker
Hartl			

Those voting in the negative were:

Christensen, H.	Langley	Rued	Timm
Hickle	Peterson	Stoltenow	Weber
Jaeger	Poyzer		

Absent and not voting:

Dornacker	Hensrud	McGauvran	Thorsgard
Grubb	Jacob	Rice	

So the bill passed and the title was agreed to.

Senate Bill No. 2198. A Bill for an Act to provide for an extension in the term of office of a member of the board of barber examiners; and to amend and reenact sections 43-04-04, 43-04-07, 43-04-34, and 43-04-42 of the North Dakota Century Code, relating to the board of barber examiners, compensation for the board, provision for re-examination of those who fail, and 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, 91; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Reimers
Austin	Hausauer, A.	Laughlin	Royse
Backes	Hausauer, L.	Lee	Rued
Backlin	Hendrickson	Leibhan	Schindler
Bassingthwaite	Hentges	Linderman	Scofield
Berg	Herman	Livingston	Solberg
Bridston	Hickle	Lodoen	Stoltenow
Christensen, H.	Hildebrand	Lundene	Stone
Christensen, R.	Hilleboe	Marsden	Streibel
Dick	Jacob	Matheny	Strinden
Dornacker	Jacobson	Mertens	Timm
Dotzenrod	Jenkins	Metzger	Tinjum
Eagles	Johnson, H.	Meyer	Tweten
Erickson	Johnson, K.	Miedema	Vander Vorst
Fleming	Kermott	Nermyr	Wagner
Freborg	Kingsbury	Olin	Watkins
Froeber	Kloubec	Olson	Weber
Ganser	Knudson	Opedahl	Welder
Garnas	Kretschmar	Orange	Wilkie
Gengler	LaGrave	Peterson	Winge
Gronneberg	Lang	Poyzer	Winkjer
Gunderson	Langley	Rau	Mr. Speaker
Hartl	Larson	Raymond	

Those voting in the negative were:

Gackle	Jaeger	Murphy	Rundle
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Absent and not voting:

Grubb	McGauvran	Rice	Thorsgard
Hensrud	Martinson	Rivinius	

So the bill passed and the title was agreed to.

Senate Bill No. 2205. A Bill for an Act to amend and reenact section 65-07-01 of the North Dakota Century Code, to include self-employed persons and members of volunteer organizations, and sections 65-07-02 and 65-07-03 of the North Dakota Century Code, redefining insurance, and section 65-07-04 of the North Dakota Century Code to include self-employed persons and members of volunteer organizations under 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, 93; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rivinius
Austin	Hausauer, L.	Lee	Royse
Backes	Hendrickson	Leibhan	Rued
Bassingthwaite	Hentges	Linderman	Rundle
Berg	Herman	Livingston	Schindler
Bridston	Hickle	Lodoen	Scofield
Christensen, H.	Hildebrand	Lundene	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow

Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Gunderson	Langley	Raymond	Winkjer
Hartl	Larson	Reimers	Mr. Speaker
Haugland			

Those voting in the negative were:

Murphy

Absent and not voting:

Backlin	Hensrud	McGauvran	Rice
Grubb	Laske	Martinson	Thorsgard

So the bill passed and the title was agreed to.

Senate Bill No. 2252. A Bill for an Act to amend and reenact 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, 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, 9.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Reimers
Austin	Hausauer, L.	Lee	Rivinius
Backes	Hendrickson	Leibhan	Rued
Backlin	Hentges	Linderman	Rundle
Bassingthwaite	Herman	Livingston	Schindler
Bridston	Hickle	Lodoen	Scofield
Christensen, H.	Hildebrand	Lundene	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker
Haugland			

Absent and not voting:

Berg	LaGrave	Martinson	Royse
Grubb	McGauvran	Rice	Thorsgard
Hensrud			

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 amend and reenact section 10-19-44 of the North Dakota Century Code, relating to corporate dividends, 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rice
Austin	Hendrickson	Linderman	Rivinius
Backes	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Gackle	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gengler	Lang	Orange	Weber
Gronneberg	Langley	Peterson	Welder
Gunderson	Larson	Poyzer	Wilkie
Hartl	Laske	Rau	Winge
Haugland	Laughlin	Raymond	Winkjer
Hausauer, A.	Lee	Reimers	Mr. Speaker
Absent and not voting:			
Backlin	Grubb	Kingsbury	Roysel
Berg	Hensrud		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2337. A Bill for an Act to provide state solid waste management and land protection, 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, 47; nays, 50; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Gengler	LaGrave	Rice
Austin	Haugland	Larson	Rivinius
Backes	Hendrickson	Lundene	Royse
Backlin	Hentges	McGauvran	Solberg
Bassingthwaite	Herman	Martinson	Stone
Bridston	Hildebrand	Mertens	Strinden
Christensen, H.	Hilleboe	Metzger	Wagner
Dick	Jacob	Meyer	Watkins
Eagles	Kermott	Orange	Wilkie
Fleming	Kloubec	Rau	Winge
Ganser	Knudson	Raymond	Mr. Speaker
Garnas	Kretschmar	Reimers	
Those voting in the negative were:			
Berg	Hickle	Lodoen	Schindler
Christensen, R.	Jacobson	Marsden	Scofield
Dornacker	Jaeger	Matheny	Stoltenow

Dotzenrod	Johnson, H.	Murphy	Streibel
Erickson	Johnson, K.	Nermyr	Thorsgard
Freborg	Kingsbury	Olin	Timm
Froeber	Lang	Olson	Tinjum
Gackle	Langley	Opedahl	Tweten
Gronneberg	Laske	Peterson	Vander Vorst
Gunderson	Laughlin	Poyzer	Weber
Hartl	Lee	Rued	Welder
Hausauer, A.	Leibhan	Rundle	Winkjer
Hausauer, L.	Linderman		
Absent and not voting:			
Grubb	Jenkins	Livingston	Miedema
Hensrud			
So the bill lost.			

Rep. Poyzer moved that the vote by which Senate Bill No. 2337 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2107
 Senate Bill No. 2168
 Senate Bill No. 2186
 Senate Bill No. 2210
 Senate Bill No. 2233
 Senate Bill No. 2411

And refused to concur in the House amendment to:

Senate Bill No. 2030
 Senate Bill No. 2266

And the President has appointed as a Conference Committee to act with a like committee from the House, on:

Senate Bill No. 2030
 Senator Peterson
 Senator Sandness
 Senator Rait
 Senate Bill No. 2266
 Senator Ringsak
 Senator Iszler
 Senator Barth

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2111

On which the Senate has adopted the Conference Committee report.

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2111 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 2111 be amended as follows:

On page 1, line 17 of the engrossed bill, delete "thirty-seven" and insert in lieu thereof "forty-three"

On page 1, line 22, delete "thirty-seven" and insert in lieu thereof "forty-three"

And renumber the lines accordingly.

For the Senate

Senator Goldberg
 Senator Jacobson
 Senator Gronhrov
 For the House
 Rep. Herman
 Rep. Kloubec
 Rep. Gengler

Rep. Herman moved that the report be adopted, which motion prevailed.

RECOGNITION

Rep. Solberg announced that the Hon. Earl McKellar, member of the Manitoba Legislative Assembly, along with H. F. Howard, Superintendent of the International Peace Garden and Mr. MacMuir, a cousin of the Hon. Earl McKellar, were visiting the House today.

Rep. McKellar was escorted to the rostrum and Rep. Solberg moved that the following remarks of member of Legislative Assembly McKellar be printed in the Journal, which motion prevailed.

The Hon. Earl McKellar:

"Mr. Speaker, and Members of the House:

"It is indeed a pleasure to be back in North Dakota again. I was here four years ago, and Rep. Solberg introduced me then too. It is good to see my good friend Miss Haugland here, too, in the same seat she was in when we were here before. These two Representatives of yours are good friends of ours. I am also a member of the Executive Committee of the Peace Garden, and for that reason I am glad to be back in Bismarck to visit your city, and to say a few words to you on this.

"It was mentioned by Mr. Solberg that I am playing hookey. We opened our session last Thursday. Our rules are not the same; we begin our session on the day the Premier of our Province suggests, and quit when we decide to quit. I am now a member of the opposition after having been on the governing side for eleven years. In 1969 the people in the province of Manitoba decided to change that particular form of government, thus we have the New Democrats running our province at the present time. I am a Conservative, and we are second. The Liberals are third, and the Social Credit, the right wing conservatives, are fourth; we also have a couple of independent parties.

"We allow forty minute speeches, but I am pleased to learn that you allow only ten minute speeches. You can see how long it would take for fifty-seven members to get through talking.

"I congratulate you on your attendance here, and I am pleased to see that you have a large number of ladies in the House. Our women feel that even if they would run, they would not get elected, but you have proven that to be not true. I understand you have ten ladies in your House; we have one out of fifty-seven members, and she happens to be in my particular party. We have had only two ladies serving at any particular time, so the ladies are far out-numbered.

"Ladies and Gentlemen, I want to congratulate your House for your support of the International Peace Gardens. I would like Mr. Howard to come forward and talk to you, but he does not care to, so I will take the privilege of thanking you for your assistance to the Peace Garden. I understand an important bill was passed yesterday. I don't know if it was in this body or in the Senate, but I do know both houses must act on it.

"We are most happy to have Mr. Solberg and Miss Haugland seated at our meetings because we do find out what is going on in the United States. Your problems are the same here as in our province. In the Senate this afternoon, they were talking about

getting rid of old cars, and here your discussion is on getting rid of garbage. Pollution is one of our greatest problems. Another is how to use our resources in the North American continent, whether it be in the United States or in Canada. The next ten years will decide how our resources will be dealt with. It will be very important for us as Legislators to make the right decisions. We are finding out now that our resources are not as plentiful as we thought, and we must be sure that our resources are dealt with in a manner to take care of the generations to come.

"Mr. Speaker, I want to thank you for the privilege of speaking here this afternoon, and I bring greetings from our Premier of the Province of Manitoba — I neglected to do this in the Senate — he is a member of the party of the far left. They are Liberals going in a hell of a hurry. I don't know if I am far right — I think I am like Miss Haugland, I am independent.

"I want to thank you for the privilege of saying these few words, and if any of you come to Winnipeg in the next ninety days, send word in to the chamber, and we will bring you into the chamber. Our rules do not allow you to speak, but we will give you a good time.

"Thanks again."

SECOND READING OF SENATE BILLS

Senate Bill No. 2343. A Bill for an Act to create and enact chapter 47-20.1 of the North Dakota Century Code, relating to landmarks, land surveying and corner recording; to repeal chapter 47-20 of the North Dakota Century Code; and providing an effective date; 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, 94; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Leibhan	Royse
Backlin	Hentges	Linderman	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Berg	Hickle	Lundene	Schindler
Bridston	Hildebrand	McGauvran	Scofield
Christensen, H.	Hilleboe	Marsden	Solberg
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dornacker	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Miedema	Thorsgard
Erickson	Johnson, K.	Murphy	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kingsbury	Olin	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Gansef	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Hartl	Larson	Raymond	Winkjer
Haugland	Laske	Reimers	Mr. Speaker
Hausauer, A.	Laughlin		

Absent and not voting:

Backes	Gunderson	Livingston	Rivinius
Grubb	Hensrud	Meyer	Weber

So the bill passed and the title was agreed to.

Senate Bill No. 2367. A Bill for an Act to provide for continuing legislative concern for redress of citizens' governmental grievances and complaints through a special committee of the legislative 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, 81; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Raymond
Austin	Haugland	Lee	Rice
Backes	Hausauer, A.	Leibhan	Rivinius
Backlin	Hausauer, L.	Linderman	Royse
Bassingthwaite	Hendrickson	Lodoen	Rued
Berg	Hentges	Lundene	Schindler
Bridston	Herman	McGauvran	Solberg
Christensen, H.	Hickle	Martinson	Stoltenow
Christensen, R.	Hildebrand	Matheny	Stone
Dick	Hilleboe	Mertens	Streibel
Dornacker	Jacob	Metzger	Strinden
Dotzenrod	Jacobson	Miedema	Timm
Eagles	Johnson, H.	Murphy	Tinjum
Erickson	Kermott	Nermyr	Twetten
Fleming	Kingsbury	Olin	Wagner
Froeber	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	LaGrave	Orange	Wilkie
Gengler	Lang	Peterson	Winge
Gronneberg	Larson	Rau	Mr. Speaker
Gunderson			

Those voting in the negative were:

Freborg	Kretschmar	Poyzer	Thorsgard
Gackle	Langley	Reimers	Vander Vorst
Jaeger	Laske	Rundle	Welder
Jenkins	Marsden	Scofield	Winkjer
Johnson, K.	Meyer		

Absent and not voting:

Grubb	Hensrud	Livingston
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So the bill passed and the title was agreed to.

NOTICE OF INTENTION TO RECONSIDER

Rep. Rundle announced his intention to have the House reconsider the action by which Senate Bill No. 2367 was passed.

Senate Bill No. 2413. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the Bank 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, 88; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Haugland	Lee	Rivinius
Backes	Hausauer, L.	Linderman	Royse
Backlin	Hendrickson	Lodoen	Rundle
Bassingthwaite	Hentges	Lundene	Schindler
Berg	Herman	McGauvran	Scofield
Bridston	Hickle	Marsden	Solberg
Christensen, R.	Hildebrand	Martinson	Stone
Dick	Jacob	Matheny	Streibel

Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Poyzer	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker

Those voting in the negative were:

Christensen, H.	Jaeger	Metzger	Stoltenow
Hausauer, A.	Laughlin	Rued	Welder
Hilleboe			

Absent and not voting:

Grubb	Leibhan	Livingston	Peterson
Hensrud			

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4074. A Concurrent Resolution commending the Standing Rock Sioux Tribe upon the one hundredth anniversary of the establishment of the Standing Rock Agency at Fort Yates.

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. 2009. A Bill for an Act making an appropriation for defraying the expenses of the motor vehicle department.

Which has been read.

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, 6.

ROLL CALL

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Leibhan	Royse
Backes	Hausauer, L.	Linderman	Rued
Backlin	Hendrickson	Lodoen	Rundle
Bassingthwaite	Hentges	Lundene	Schindler
Berg	Herman	McGauvran	Scofield
Bridston	Hickle	Marsden	Solberg
Christensen, H.	Hildebrand	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jenkins	Metzger	Thorsgard
Dotzenrod	Johnson, H.	Meyer	Timm
Eagles	Johnson, K.	Miedema	Tinjum
Erickson	Kermott	Nermyr	Tweten
Fleming	Kingsbury	Olin	Vander Vorst
Freborg	Kloubec	Olson	Wagner
Froeber	Knudson	Opedahl	Watkins
Gackle	Kretschmar	Orange	Weber
Ganser	LaGrave	Peterson	Welder
Garnas	Lang	Poyzer	Wilkie
Gengler	Langley	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer

Gunderson	Laske	Reimers	Mr. Speaker
Hartl	Laughlin	Rice	

Those voting in the negative were:
Jaeger

Absent and not voting:

Grubb	Hilleboe	Murphy	Strinden
Hensrud	Livingston		

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The majority of your Committee on Judiciary to whom was referred Senate Bill No. 2073 has had the same under consideration and recommends that the same do pass.

Rep. Austin
Rep. Dick
Rep. Dotzenrod
Rep. Kretschmar
Rep. LaGrave
Rep. Rundle
Rep. Stone
Rep. Vander Vorst

REP. ATKINSON, Chairman

Rep. Dick moved that the report be adopted.

Mr. Speaker: The minority of your Committee on Judiciary to whom was referred Senate Bill No. 2073 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Atkinson
Rep. H. Christensen
Rep. Gronneberg
Rep. Lundene
Rep. Olson
Rep. Winkjer

REP. ATKINSON, Chairman

Rep. Winkjer moved that the report of the minority be substituted for that of the majority, which motion failed.

The question then was the motion of Rep. Dick to adopt the report of the Majority of the Committee on Judiciary, which motion prevailed.

Senate Bill No. 2073 was placed on the calendar.

Mr. Speaker: The majority of your Committee on Education to whom was referred Senate Bill No. 2096 has had the same under consideration and recommends that the same do pass and refer to the Committee on Appropriations.

Rep. Backlin
Rep. Eagles
Rep. Froeber
Rep. Hendrickson
Rep. Jacobson
Rep. Leibhan
Rep. McGauvran
Rep. Tinjum
Rep. Watkins

REP. KNUDSON, Chairman

Rep. Watkins moved that the report be adopted.

Mr. Speaker: The minority of your Committee on Education to whom was referred Senate Bill No. 2096 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Knudson

Rep. Stoltenow
 Rep. Erickson
 Rep. Larson
 Rep. Raymond
 Rep. Schindler

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.

Senate Bill No. 2096 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2283 has had the same under consideration and recommends that the same be re-referred to the Committee on Appropriations without recommendation.

REP. KNUDSON, Chairman

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2283 was re-referred to the Committee on Appropriations.

Mr. Speaker: The majority of your Committee on Judiciary to whom was referred Senate Bill No. 2292 has had the same under consideration and recommends that the same do pass.

Rep. Atkinson
 Rep. Kretschmar
 Rep. LaGrave
 Rep. Olson
 Rep. Rundle
 Rep. Stone
 Rep. Vander Vorst
 Rep. Winkjer

REP. ATKINSON, Chairman

Rep. Rundle moved that the report be adopted.

Mr. Speaker: The minority of your Committee on Judiciary to whom was referred Senate Bill No. 2292 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Austin
 Rep. H. Christensen
 Rep. Dick
 Rep. Dotzenrod
 Rep. Gronneberg
 Rep. Lundene

REP. ATKINSON, Chairman

Rep. Lundene moved that the report of the minority be substituted for that of the majority, which motion prevailed, on a division vote.

Senate Bill No. 2292 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2334 has had the same under consideration and recommends that the same do pass, and be re-referred to the Committee of Appropriations.

REP. KNUDSON, Chairman

Rep. Backlin moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2334 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2409 has had the same

under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2409 was indefinitely postponed.

REPORTS OF CONFERENCE COMMITTEES

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 amended as follows:

On page 1, line 1, after the word "to", insert the words "amend and reenact section 36-15-21 of the North Dakota Century Code, and to"; delete the word "sections" and insert in lieu thereof the word "section"; and delete the word and numerals "and 36-15-21"

On page 1, line 3, after the word "calves", insert the following: ", and providing a penalty"

On page 1, line 8, after the word and numeral "SECTION 1.", insert the following: "AMENDMENT.) Section 36-15-21 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

36-15-21. CALFHOOD VACCINATION AGAINST BRUCELLOSIS REQUIRED — PENALTY.) No person shall bring into this state any female ((dairy)) cattle over ((eight)) ten months of age ((or any female beef cattle over twelve months of age)) for dairy or breeding purposes within this state that have not been officially calfhood vaccinated against brucellosis ((; nor shall he acquire within this state, except by his own raising, any female dairy cattle over eight months of age or any female beef cattle over twelve months of age born after January 1, 1963, for dairy or breeding purposes within this state, that have not been officially calfhood vaccinated against brucellosis)). "Officially calfhood vaccinated" shall mean a bovine female animal vaccinated against brucellosis ((while from four through eight months of age, if a dairy breed, or from four to twelve months, if a beef breed,)) under the supervision of a federal or state veterinary official **within age limits prescribed by the North Dakota livestock sanitary board in compliance with USDA recommended uniform methods and rules**, with a vaccine approved by the North Dakota state veterinarian, and permanently identified as such a vaccinee and reported at the time of vaccination to the appropriate state or federal agency cooperating in the eradication of brucellosis. However, the board in its discretion ((, and only in extenuating circumstances,)) may grant a hearing to any person under such rules and regulations as the board may prescribe, as to whether or not an exception should be made to the provisions of this section. An appeal may be taken from the decision of the board under the provisions of chapter 28-32. Any person who shall bring into this state or acquire within this state any cattle contrary to the provisions of this section, shall be guilty of a misdemeanor and shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, or by imprisonment in the county jail for not more than ninety days, or by both such fine and imprisonment.

SECTION 2."

On page 1, line 8, delete the word "Sections" and insert in lieu thereof the word "Section", and delete the word and numerals "and 36-15-21"

On page 1, line 9, delete the word "are" and insert in lieu thereof the word "is"

And renumber the pages, sections, and lines accordingly.
For the Senate:

Senator Nasset
Senator Smykowski
Senator Barth

For the House:

Rep. K Johnson
Rep. Murphy
Rep. Dotzenrod

Rep. K. Johnson moved that the report be adopted, which motion prevailed.

House Bill No. 1203 was placed on the Sixth Order.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2111 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 2111 be amended as follows:

On page 1, line 17 of the engrossed bill, delete "thirty-seven" and insert in lieu thereof "forty-three"

On page 1, line 22, delete "thirty-seven" and insert in lieu thereof "forty-three"

And renumber the lines accordingly.

For the Senate

Senator Goldberg
Senator Jacobson
Senator Gronhvd

For the House

Rep. Herman
Rep. Kloubec
Rep. Gengler

Rep. Herman moved that the report be adopted, which motion prevailed.

Senate Bill No. 2111 was placed on the Sixth Order.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following Conference Committees, on:

House Bill No. 1398:

Rep. Stone
Rep. Royse
Rep. Jacobson

House Bill No. 1465:

Rep. Rundle
Rep. Kloubec
Rep. Tinjum

Senate Bill No. 2030:

Rep. Atkinson
Rep. Kretschmar
Rep. Orange

Senate Bill No. 2209:

Rep. Olson
Rep. Lundene
Rep. Vander Vorst

Senate Bill No. 2266:

Rep. Winkjer
Rep. Gronneberg
Rep. LaGrave

Senate Bill No. 2344:

Rep. Hilleboe
Rep. Kermott
Rep. Meyer

MOTION

Rep. Streibel moved that the House accede to the Senate request for the return of House Bill No. 1078, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2042
Senate Bill No. 2065
Senate Bill No. 2287

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has indefinitely postponed:

Senate Bill No. 2150

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged.

Senate Bill No. 2032
Senate Bill No. 2044
Senate Bill No. 2049
Senate Bill No. 2137
Senate Bill No. 2151
Senate Bill No. 2295
Senate Bill No. 2301
Senate Bill No. 2375
Senate Bill No. 2376
Senate Bill No. 2377
Senate Concurrent Resolution No. 4011
Senate Concurrent Resolution No. 4016
Senate Concurrent Resolution No. 4017

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Thursday, March 1, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



FORTY-SECOND DAY AFTER RECESS AND
FORTY-THIRD DAY

Bismarck, March 1, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MOTION

Rep. Knudson moved that the House reconsider its action by which it adopted the Report of the Minority Committee on Senate Bill No. 2096, and requested a recorded roll call vote on the motion.

ROLL CALL

The question being on the motion of Rep. Knudson, the roll was called and there were ayes, 58; nays, 41; absent and not voting, 3.

Those voting in the affirmative were:

Backes	Haugland	Langley	Poyzer
Backlin	Hausauer, A.	Larson	Rau
Bassingthwaite	Hentges	Laughlin	Raymond
Berg	Herman	Leibhan	Rice
Christensen, H.	Hickle	Linderman	Royse
Christensen, R.	Hildebrand	Livingston	Rued
Dornacker	Hilleboe	Lodoen	Streibel
Dotzenrod	Jacob	Lundene	Strinden
Fleming	Jacobson	McGauvran	Tinjum
Froeber	Jenkins	Martinson	Watkins
Gackle	Johnson, H.	Mertens	Weber
Garnas	Kermott	Meyer	Wilkie
Gengler	Kloubec	Opedahl	Winge
Gronneberg	Kretschmar	Orange	Mr. Speaker
Gunderson	LaGrave		

Those voting in the negative were:

Austin	Johnson, K.	Murphy	Solberg
Bridston	Kingsbury	Nermyr	Stoltenow
Dick	Knudson	Olin	Stone
Erickson	Lang	Olson	Thorsgard
Freborg	Laske	Peterson	Timm
Ganser	Lee	Reimers	Tweten
Grubb	Marsden	Rivinius	Vander Vorst
Hartl	Matheny	Rundle	Wagner
Hausauer, L.	Metzger	Schindler	Welder
Hendrickson	Miedema	Scofield	Winkjer
Jaeger			

Absent and not voting:

Atkinson	Eagles	Hensrud
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The motion prevailed.

The question then was on the motion of Rep. Stoltenow to adopt the Report of the Minority on Senate Bill No. 2096, which motion failed.

The question then was on the motion of Rep. Watkins to adopt the Report of the Majority on Senate Bill No. 2096, which motion prevailed.

Senate Bill No. 2096 was re-referred to the Committee on Appropriations.

SIXTH ORDER OF BUSINESS

Rep. Timm has moved that the amendments to Senate Bill No. 2109 as recommended by the Committee on Industry, Business and Labor as printed on page 963 of the House Journal be adopted, which motion prevailed.

Rep. Rivinius has moved that the amendments to Senate Bill No. 2190 as recommended by the Committee on State and Federal Government as printed on page 964 of the House Journal be adopted, which motion prevailed.

Rep. Ganser has moved that the amendments to Senate Bill No. 2363 as recommended by the Committee on State and Federal Government as printed on page 964 of the House Journal be adopted, which motion prevailed.

Rep. Timm has moved that the amendments to Senate Bill No. 2419 as recommended by the Committee on Industry, Business and Labor as printed on page 965 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. 2046 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 12-01-02.1 and"

On page 1, line 4 after the word "of" insert the words "cities, and"

On page 1 line 5 after the word "date" insert the words "for section 12.1-01-05 of the North Dakota Century Code"

On page 1, line 12 after the word "LAW" insert the word "SHALL" and also delete the word "TO"

On page 1, line 13 after the word "BY" insert the following words: "CITY ORDINANCE OR BY" and also delete the word "ORDINANCES" and insert in lieu thereof the word "ORDINANCE"

On page 1, line 15 after the word "city" insert the words "ordinance, or city"

On page 1, line 19 delete the words "This Act" and insert in lieu thereof the words "Section 12.1-01-05"

After line 20 insert the following:

SECTION 3.) Section 12-01-02.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

12-01-02.1 CRIMES DEFINED BY STATE LAW SHALL NOT BE SUPERSEDED BY CITY ORDINANCE OR BY HOME RULE CITY'S CHARTER OR ORDINANCE.) No offense defined in this title or elsewhere by law shall be superseded by any city ordinance, or city home rule charter or by any ordinance adopted pursuant to such charter, and all such offenses shall have full force and effect within the territorial limits and other jurisdictions of cities, and home rule cities.

And renumber the lines, pages and sections accordingly.

And when so amended recommends 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. 2026 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.

Rep. Rau moved a substitute motion, that Senate Bill No. 2026 be placed on the calendar.

Rep. Knudson requested a recorded roll call vote on the substitute motion.

The question being on the substitute motion of Rep. Rau.

ROLL CALL

The roll was called, and there were ayes, 50; nays, 50; absent and not voting, 2.

Those voting in the affirmative were:

Austin	Hildebrand	Lundene	Royce
Backes	Jacobson	McGauvran	Rued
Bassingthwaite	Johnson, H.	Matheny	Scofield
Dick	Johnson, K.	Mertens	Solberg
Dotzenrod	Knudson	Meyer	Stone
Erickson	Kretschmar	Murphy	Tinjum
Fleming	LaGrave	Opedahl	Vander Vorst
Freborg	Langley	Orange	Weber
Froeber	Larson	Rau	Welder
Gengler	Laughlin	Raymond	Wilkie
Gronneberg	Leibhan	Rice	Winge
Grubb	Linderman	Rivinius	Winkjer
Hendrickson	Livingston		

Those voting in the negative were:

Backlin	Hausauer, A.	Laske	Reimers
Berg	Hausauer, L.	Lee	Rundle
Bridston	Hentges	Lodoen	Schindler
Christensen, H.	Herman	Marsden	Stoltenow
Christensen, R.	Hickle	Martinson	Streibel
Dornacker	Hilleboe	Metzger	Strinden
Eagles	Jacob	Miedema	Thorsgard
Gackle	Jaeger	Nermyr	Timm
Ganser	Jenkins	Olin	Tweten
Garnas	Kermott	Olson	Wagner
Gunderson	Kingsbury	Peterson	Watkins
Hartl	Kloubec	Poyzer	Mr. Speaker
Haugland	Lang		

Absent and not voting:

Atkinson Hensrud

The motion failed.

The question then was on the motion of Rep. Miedema to adopt the Committee Report on Senate Bill No. 2026.

Rep. Knudson requested a recorded roll call vote.

ROLL CALL

The roll was called and there were ayes, 49; nays, 50; absent and not voting, 3.

Those voting in the affirmative were:

Backlin	Hausauer, A.	Laske	Reimers
Berg	Hausauer, L.	Lee	Rundle
Bridston	Hentges	Lodoen	Schindler
Christensen, H.	Herman	Marsden	Stoltenow
Christensen, R.	Hickle	Martinson	Streibel
Dornacker	Jacob	Metzger	Strinden
Eagles	Jaeger	Miedema	Thorsgard
Gackle	Jenkins	Nermyr	Timm
Ganser	Kermott	Olin	Tweten
Garnas	Kingsbury	Olson	Wagner

Gunderson	Kloubec	Peterson	Watkins
Hartl	Lang	Poyzer	Mr. Speaker
Haugland			

Those voting in the negative were:

Austin	Hildebrand	Lundene	Royse
Backes	Jacobson	McGauvran	Rued
Bassingthwaite	Johnson, H.	Matheny	Scofield
Dick	Johnson, K.	Mertens	Solberg
Dotzenrod	Knudson	Meyer	Stone
Erickson	Kretschmar	Murphy	Tinjum
Fleming	LaGrave	Opedahl	Vander Vorst
Freborg	Langley	Orange	Weber
Froeber	Larson	Rau	Welder
Gengler	Laughlin	Raymond	Wilkie
Gronneberg	Leibhan	Rice	Winge
Grubb	Linderman	Rivinius	Winkjer
Hendrickson	Livingston		

Absent and not voting:

Atkinson	Hensrud	Hilleboe
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The motion failed.

Rep. Streibel requested a call of the House, which request was granted by the Speaker.

Rep. Streibel moved to suspend the call of the House, which motion prevailed.

Rep. Streibel moved that Senate Bill No. 2026 be indefinitely postponed.

Rep. Backes moved a substitute motion that Senate Bill No. 2026 be placed on the calendar for second reading and final passage, which motion failed on a division vote.

The question then was on the motion Rep. Streibel that Senate Bill No. 2026 be indefinitely postponed.

Rep. Fleming requested a recorded roll call vote on Rep. Streibel's motion, which request was granted.

The question then was on the motion of Rep. Streibel.

ROLL CALL

The roll was called and there were ayes, 50; nays, 50; absent and not voting, 2.

Those voting in the affirmative were:

Backlin	Hausauer, A.	Laske	Reimers
Berg	Hausauer, L.	Lee	Rundle
Bridston	Hentges	Lodoen	Schindler
Christensen, H.	Herman	Marsden	Stoltenow
Christensen, R.	Hickle	Martinson	Streibel
Dornacker	Hilleboe	Metzger	Strinden
Eagles	Jacob	Miedema	Thorsgard
Gackle	Jaeger	Nermyr	Timm
Ganser	Jenkins	Olin	Tweten
Garnas	Kermott	Olson	Wagner
Gunderson	Kingsbury	Peterson	Watkins
Hartl	Kloubec	Poyzer	Mr. Speaker
Haugland	Lang		

Those voting in the negative were:

Austin	Hildebrand	Lundene	Royse
Backes	Jacobson	McGauvran	Rued
Bassingthwaite	Johnson, H.	Matheny	Scofield
Dick	Johnson, K.	Mertens	Solberg
Dotzenrod	Knudson	Meyer	Stone
Erickson	Kretschmar	Murphy	Tinjum
Fleming	LaGrave	Opedahl	Vander Vorst
Freborg	Langley	Orange	Weber

Froeber	Larson	Rau	Welder
Gengler	Laughlin	Raymond	Wilkie
Gronneberg	Leibhan	Rice	Winge
Grubb	Linderman	Rivinius	Winkjer
Hendrickson	Livingston		

Absent and not voting:
Atkinson Hensrud

The motion failed.

Rep. Erickson moved that Senate Bill No. 2026 be re-referred to the Committee on Education.

Rep. Streibel moved a substitute motion that Senate Bill No. 2026 be placed on the calendar, and that second reading and final passage be delayed to a time certain to allow maximum participation of the members of this body, which motion failed on a division vote.

The question then was on the motion of Rep. Erickson to re-refer Senate Bill No. 2026 to the Committee on Education, which motion prevailed.

Senate Bill No. 2026 was re-referred to the Committee on Education.

RECOGNITION

Michael Keller, Fargo, the 1973 North Dakota Easter Seal Child, was introduced to the Assembly, following which he presented a gift to the Speaker of the House. Rep. Herman presented a brief biographical sketch on Michael Keller.

Rep. Olson moved that former Senator Grant Trenbeath be granted the courtesy of the House, which motion prevailed. Senator Trenbeath is the 1973 State Chairman of the Volunteer Campaign Drive of the Easter Seal Society.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:
House Bill No. 1078
Which the Senate has requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as Conference Committees to act with like committees from the Senate, on:

Senate Bill No. 2030
Rep. Atkinson
Rep. Kretschmar
Rep. Orange

Senate Bill No. 2209
Rep. Olson
Rep. Lundene
Rep. Vander Vorst

On Senate Bill No. 2266
Rep. Winkjer
Rep. Gronneberg
Rep. LaGrave

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as Conference Committees to act with like committees from the Senate, on:

Senate Bill No. 2146

Rep. Rivinius
Rep. Scofield
Rep. Bassingthwaite

Senate Bill No. 2344

Rep. Hilleboe
Rep. Kermott
Rep. Meyer

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 1006
House Bill No. 1013
House Bill No. 1072
House Bill No. 1246
House Bill No. 1260
House Bill No. 1300
House Bill No. 1436
House Bill No. 1447
House Concurrent Resolution No. 3032

And refused to concur in the Senate amendments to:

House Bill No. 1291
House Bill No. 1357
House Bill No. 1398
House Bill No. 1465

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, on:

House Bill No. 1291
Rep. Dick
Rep. Leibhan
Rep. Gronneberg

House Bill No. 1357
Rep. Metzger
Rep. Stoltenow
Rep. Bassingthwaite

House Bill No. 1398
Rep. Stone
Rep. Royse
Rep. Jacobson

House Bill No. 1465
Rep. Rundle
Rep. Kloubec
Rep. Tinjum

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Strinden moved that the House reconsider its action by which it passed Senate Bill No. 2367, which motion prevailed.

Rep. Strinden moved that Senate Bill No. 2367 be re-referred to the Committee on State and Federal Government, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 2081 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 22 of the Engrossed Bill, after the word "charged" insert the following: " , except that it shall not include a musical performance sponsored by any educational, charitable, fraternal or religious nonprofit organizations"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. LaGrave 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. 2090 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 20, delete the word "eighteen" and insert in lieu thereof the word "twenty-four"

On page 1, line 22, after the word "forty" insert the following: "eight"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, 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 Bill No. 2091 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 26 of the engrossed bill insert triple parentheses before and after the word "meet" and insert in lieu thereof the words "aid in meeting"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Winkjer 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. 2122 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 17, delete the number "five" and insert in lieu thereof the number "three"

On page 3, line 18, delete the words "who shall be"

On page 3, line 21, delete the remainder of the line following the word "Dakota" and insert in lieu thereof the following: "and two members at large appointed by the governor"

On page 3, line 22, delete the words "following section"

On page 3, line 24, after the word "year" insert the following: "and so that the terms of the members at large do not expire in consecutive years"

On page 3, line 31, delete the words "having the qualifications" and insert in lieu thereof the words "or a member at large"

On page 3, line 32, delete the words "required in the following section"

On page 4, line 3, delete the words "professional soil classifier who is a"

On page 4, delete lines 5 through 7

On page 4, line 8, delete the words "classification for at least six years"

On page 4, delete line 30 and insert in lieu thereof the following: "the power to administer this Act under chapter 28-32 and:"

On page 5, delete lines 6 and 7

On page 5, line 8, delete the number "3" and insert in lieu thereof the number "2"

On page 5, delete lines 11 through 24

On page 5, line 25, delete the number "5" and insert in lieu thereof the number "3"

On page 14, line 4, delete the remainder of the line following the period

On page 14, delete lines 5 through 15

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Kloubec 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. 2132 has had the same under consideration and recommends that the same do pass.

REP. BERG, Vice Chairman

Rep. Erickson 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. 2179 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 13 of the engrossed bill, following the comma, insert the words "or the voluntary admission to any state licensed child care home or agency, including referrals made therefrom,"

And renumber the lines 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 Industry, Business and Labor to whom was referred Senate Bill No. 2282 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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. 2329 has had the same under consideration and returns the bill without recommendation.

REP. DORNACKER, Chairman

Rep. Garnas 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. 2356 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, insert triple parentheses before and after the first number "2" and insert in lieu thereof the number "3"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, 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. 2378 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Kloubec 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. 2384 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Royse 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. 2391 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Joint Committee on Reapportionment to whom was referred Senate Bill No. 2392 has had the same under consideration and recommends that the same do pass.

REP. PETERSON, Chairman

Representative L. Hausauer moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Joint Committee on Reapportionment to whom was referred Senate Bill No. 2394 has had the same under consideration and recommends that the same do pass.

REP. PETERSON, Chairman

Representative L. Hauser moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2415 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 Natural Resources to whom was referred Senate Concurrent Resolution No. 4012 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Winkjer 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. 4029 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Hendrickson 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. 4038 has had the same under consideration and recommends that the same do pass.

REP. LANG, Chairman

Rep. Stone 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

FORTY-THIRD DAY

Bismarck, March 1, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Charles Hill, Pastor, United Church of Christ, Bismarck.

Roll was called, and all members were present except Reps. Atkinson, Backlin, Bridston, Haugland, Hensrud, Jacob, Olin, Peterson, Rivinius and Thorsgard.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-first day after recess and forty-second day and recommends that the same be corrected as follows:

Page 982, line 11, delete the word "House" and insert in lieu thereof the word "Senate"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Backlin moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. K. Johnson has moved that the amendments to House Bill No. 1203 as recommended by the Conference Committee on House Bill No. 1203 as printed on page 983 of the House Journal be adopted, which motion prevailed.

Rep. Herman has moved that the amendments to Senate Bill No. 2111 as recommended by the Conference Committee on House Bill No. 2111 as printed on page 984 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 2227 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Winkjer moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2227 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2293 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Garnas moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2293 was indefinitely postponed.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred Senate Bill No. 2302 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. RUNDLE, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2302 was indefinitely postponed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2305 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. LANG, Chairman

Rep. Kloubec moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2305 was indefinitely postponed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2138. A Bill for an Act to amend and reenact section 43-15-18 of the North Dakota Century Code, relating to registration of pharmacy interns.

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, 5; absent and not voting, 14.

Those voting in the affirmative were:

Austin	Haugland	Laske	Raymond
Backes	Hausauer, A.	Laughlin	Rice
Backlin	Hausauer, L.	Lee	Royse
Bassingthwaite	Hendrickson	Leibhan	Rued
Berg	Hentges	Linderman	Rundle
Christensen, H.	Herman	Livingston	Schindler
Christensen, R.	Hickle	Lodoen	Stone
Dick	Hildebrand	Lundene	Streibel
Dornacker	Hilleboe	McGauvran	Timm
Dotzenrod	Jacob	Martinson	Tinjum
Eagles	Jacobson	Matheny	Tweten
Erickson	Jenkins	Mertens	Vander Vorst
Fleming	Johnson, H.	Metzger	Wagner
Freborg	Johnson, K.	Meyer	Watkins
Froeber	Kermott	Miedema	Weber
Gackle	Kloubec	Nermyr	Welder
Ganser	Kretschmar	Olson	Wilkie
Garnas	LaGrave	Opedahl	Winge
Gengler	Lang	Orange	Winkjer
Gronneberg	Langley	Poyzer	Mr. Speaker
Gunderson.	Larson	Rau	

Those voting in the negative were:

Jaeger	Murphy	Stoltenow	Thorsgard
Marsden			

Absent and not voting:

Atkinson	Hensrud	Peterson	Scofield
Bridston	Kingsbury	Reimers	Solberg
Grubb	Knudson	Rivinius	Strinden
Hartl	Olin		

So the bill passed and the title was agreed to.

Senate Bill No. 2139. A Bill for an Act to amend and reenact section 43-15-25 of the North Dakota Century Code, relating to certificates issued to pharmacists.

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, 12.

Those voting in the affirmative were:

Austin	Hendrickson	Linderman	Rivinius
Backes	Hentges	Livingston	Royse
Backlin	Herman	Lodoen	Rued
Bassingthwaite	Hickle	Lundene	Rundle
Berg	Hildebrand	McGauvran	Schindler
Christensen, H.	Hilleboe	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dornacker	Jenkins	Mertens	Streibel
Dotzenrod	Johnson, H.	Metzger	Strinden
Eagles	Johnson, K.	Meyer	Timm
Erickson	Kermott	Miedema	Tinjum
Fleming	Kloubec	Murphy	Tweten
Freborg	Kretschmar	Nermyr	Vander Vorst

Froeber	LaGrave	Olin	Wagner
Gackle	Lang	Olson	Watkins
Ganser	Langley	Opedahl	Weber
Garnas	Larson	Orange	Welder
Gengler	Laske	Poyzer	Wilkie
Gronneberg	Laughlin	Rau	Winge
Gunderson	Lee	Raymond	Winkjer
Hausauer, A.	Leibhan	Rice	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:
Thorsgard

Absent and not voting:

Atkinson	Hartl	Jaeger	Peterson
Bridston	Haugland	Kingsbury	Reimers
Grubb	Hensrud	Knudson	Solberg

So the bill passed and the title was agreed to.

Senate Bill No. 2140. A Bill for an Act to amend and reenact section 43-15-34 of the North Dakota Century Code, relating to the permit and fee required for the operation of a pharmacy.

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, 4; absent and not voting, 10.

Those voting in the affirmative were:

Austin	Hausauer, L.	Leibhan	Rice
Backlin	Hendrickson	Linderman	Rivinius
Bassingthwaite	Hentges	Livingston	Royse
Berg	Herman	Lodoen	Rued
Christensen, H.	Hickle	Lundene	Schindler
Christensen, R.	Hildebrand	McGauvran	Scofield
Dick	Hilleboe	Marsden	Stone
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Timm
Fleming	Kermott	Meyer	Tinjum
Freborg	Kingsbury	Miedema	Tweten
Froeber	Kloubec	Murphy	Vander Vorst
Gackle	Kretschmar	Nermyr	Wagner
Ganser	LaGrave	Olin	Watkins
Garnas	Lang	Olson	Weber
Gengler	Langley	Opedahl	Welder
Gronneberg	Larson	Orange	Wilkie
Gunderson	Laske	Poyzer	Winge
Haugland	Laughlin	Rau	Winkjer
Hausauer, A.	Lee	Raymond	Mr. Speaker

Those voting in the negative were:

Jaeger	Johnson, K.	Rundle	Stoltenow
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Absent and not voting:

Atkinson	Grubb	Knudson	Reimers
Backes	Hartl	Peterson	Solberg
Bridston	Hensrud		

So the bill passed and the title was agreed to.

Senate Bill No. 2141. A Bill for an Act to amend and reenact subsection 2 of section 43-15-38 of the North Dakota Century Code, relating to the fee to be paid on reinstatement of pharmacy permit.

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, 5; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Reimers
Backes	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Berg	Hentges	Linderman	Royse
Bridston	Herman	Livingston	Rued
Christensen, H.	Hickle	Lodoen	Schindler
Christensen, R.	Hildebrand	Lundene	Scofield
Dick	Hilleboe	Marsden	Stone
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jaeger	Mertens	Thorsgard
Erickson	Jenkins	Metzger	Timm
Fleming	Johnson, H.	Meyer	Tinjum
Freborg	Kermott	Miedema	Tweten
Froeber	Kingsbury	Murphy	Vander Vorst
Gackle	Kloubec	Nermyr	Wagner
Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Olson	Weber
Gengler	LaGrave	Opedahl	Welder
Gronneberg	Lang	Orange	Wilkie
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Rau	Winkjer
Haugland	Laske	Raymond	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	McGauvran	Rundle	Stoltenow
Johnson, K.			

Absent and not voting:

Atkinson	Hensrud	Peterson	Solberg
Grubb			

So the bill passed and the title was agreed to.

Senate Bill No. 2178. A Bill for an Act to amend and reenact section 25-04-03 of the North Dakota Century Code, relating to the qualifications of superintendent of 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, 97; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Reimers
Backes	Hendrickson	Leibhan	Rice
Backlin	Hentges	Linderman	Rivinius
Bassingthwaite	Herman	Livingston	Royse
Berg	Hickle	Lodoen	Rued
Bridston	Hildebrand	Lundene	Rundle
Christensen, H.	Hilleboe	McGauvran	Schindler
Christensen, R.	Jacob	Marsden	Scofield
Dick	Jacobson	Martinson	Stoltenow
Dornacker	Jaeger	Matheny	Stone
Dotzenrod	Jenkins	Mertens	Streibel
Eagles	Johnson, H.	Metzger	Strinden
Erickson	Johnson, K.	Meyer	Thorsgard
Fleming	Kermott	Miedema	Timm
Freborg	Kingsbury	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Gackle	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gengler	Lang	Orange	Weber
Gronneberg	Langley	Peterson	Wilkie
Gunderson	Larson	Poyzer	Winge

Hartl	Laske	Rau	Winkjer
Haugland	Laughlin	Raymond	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Atkinson	Hensrud	Solberg	Welder
Grubb			

So the bill passed and the title was agreed to.

Senate Bill No. 2180. A Bill for an Act to amend and reenact section 25-05-02 of the North Dakota Century Code, relating to the qualifications of the superintendent of San Haven 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, 90; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Austin	Hausauer, A.	Leibhan	Rice
Backes	Hausauer, L.	Linderman	Rivinius
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scotfield
Christensen, H.	Hilleboe	Marsden	Stoltenow
Christensen, R.	Jacob	Martinson	Stone
Dick	Jacobson	Matheny	Streibel
Dornacker	Jaeger	Mertens	Strinden
Dotzenrod	Jenkins	Metzger	Thorsgard
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Murphy	Tweten
Freborg	Kloubec	Nermyr	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland	Lee		

Absent and not voting:

Atkinson	Hensrud	Laske	Roysse
Gengler	Hildebrand	Olin	Solberg
Grubb	Kingsbury	Raymond	Welder

So the bill passed and the title was agreed to.

Senate Bill No. 2197. A Bill for an Act to amend and reenact subsection 3 of section 29-01-14 and section 29-01-15 of the North Dakota Century Code, relating to the definition of a magistrate, including small claims court referees as magistrates, and relating to the jurisdiction of county justices and county judges; and to repeal subsection 13 of section 12-01-04 of the North Dakota Century Code, defining magistrates.

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, 13.

Those voting in the affirmative were:

Austin	Hausauer, L.	Leibhan	Rice
Backes	Hendrickson	Linderman	Rivinius

Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hilleboe	McGauvran	Scofield
Christensen, R.	Jacob	Marsden	Stoltenow
Dick	Jacobson	Martinson	Stone
Dornacker	Jaeger	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freborg	Kloubec	Murphy	Tweten
Froeber	Knudson	Nermyr	Vander Vorst
Gackle	Kretschmar	Olson	Wagner
Ganser	LaGrave	Opedahl	Watkins
Garnas	Lang	Orange	Weber
Gronneberg	Langley	Peterson	Wilkie
Gunderson	Larson	Poyzer	Winge
Hartl	Laughlin	Rau	Winkjer
Haugland	Lee	Reimers	Mr. Speaker
Hausauer, A.			
Absent and not voting:			
Atkinson	Hensrud	Laske	Royse
Berg	Hildebrand	Olin	Solberg
Gengler	Kingsbury	Raymond	Welder
Grubb			

So the bill passed and the title was agreed to.

Senate Bill No. 2219. A Bill for an Act to amend and reenact subsection 7 of section 12-60-07 of the North Dakota Century Code, relating to the powers and duties of the bureau of criminal investigation.

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, 9.

Those voting in the affirmative were:

Austin	Hausauer, L.	Leibhan	Rice
Backes	Hendrickson	Linderman	Rivinius
Backlin	Hentges	Livingston	Royse
Bassingthwaite	Herman	Lodoen	Rued
Bridston	Hickle	Lundene	Rundle
Christensen, H.	Hildebrand	McGauvran	Schindler
Christensen, R.	Jacob	Marsden	Scofield
Dick	Jacobson	Martinson	Stoltenow
Dornacker	Jaeger	Matheny	Stone
Dotzenrod	Jenkins	Mertens	Streibel
Eagles	Johnson, H.	Metzger	Strinden
Erickson	Johnson, K.	Meyer	Thorsgard
Fleming	Kermott	Miedema	Timm
Freborg	Kloubec	Murphy	Tinjum
Froeber	Knudson	Nermyr	Tweten
Gackle	Kretschmar	Olson	Vander Vorst
Ganser	LaGrave	Opedahl	Wagner
Garnas	Lang	Orange	Watkins
Gengler	Langley	Peterson	Weber
Gronneberg	Larson	Poyzer	Wilkie
Gunderson	Laske	Rau	Winge
Hartl	Laughlin	Raymond	Winkjer
Haugland	Lee	Reimers	Mr. Speaker
Hausauer, A.			
Absent and not voting:			
Atkinson	Hensrud	Kingsbury	Solberg
Berg	Hilleboe	Olin	Welder
Grubb			

So the bill passed and the title was agreed to.

Senate Bill No. 2286. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to salaries paid to judges of county courts of increased jurisdiction and raising such salaries.

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, 8.

Those voting in the affirmative were:

Austin	Haugland	Lee	Reimers
Backes	Hausauer, A.	Leibhan	Rice
Backlin	Hendrickson	Linderman	Rivinius
Bassingthwaite	Herman	Livingston	Royse
Bridston	Hickle	Lodoen	Rued
Christensen, H.	Hildebrand	Lundene	Scotfield
Christensen, R.	Hilleboe	Marsden	Stone
Dick	Jacob	Martinson	Streibel
Dornacker	Jacobson	Matheny	Strinden
Dotzenrod	Jenkins	Mertens	Thorsgard
Eagles	Johnson, H.	Metzger	Timm
Erickson	Kermott	Meyer	Tinjum
Fleming	Kingsbury	Miedema	Tweten
Freborg	Kloubec	Nermyr	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Wilkie
Gengler	Langley	Poyzer	Winge
Gronneberg	Larson	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin		

Those voting in the negative were:

Hentges	Johnson, K.	Murphy	Schindler
Jaeger	McGauvran	Rundle	Stoltenow

Absent and not voting:

Atkinson	Grubb	Hensrud	Solberg
Berg	Hausauer, L.	Olin	Welder

So the bill passed and the title was agreed to.

Senate Bill No. 2303. A Bill for an Act to provide for bonding of each person charged with the responsibility of setting aside and depositing funds in a perpetual care fund; to create and enact sections 23-21.1-02.1 and 23-21.1-02.2 of the North Dakota Century Code, relating to licensing of perpetual care cemeteries; to amend and reenact sections 23-06-04, 23-06-10, 23-06-20, 23-21.1-02, 23-21.1-03, 23-21.1-05, and 23-21.1-09 of the North Dakota Century Code, relating to the time within which burial must be made, contents of burial-transit permits, duties of sextons, regulation of cemeteries, definition of cemeteries, creation of perpetual care funds, and non-perpetual care cemeteries; 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, 65; nays, 28; absent and not voting, 9.

Those voting in the affirmative were:

Austin	Haugland	Lee	Raymond
Backlin	Hausauer, A.	Linderman	Reimers
Bridston	Hendrickson	Livingston	Rice
Christensen, H.	Hentges	Lodoen	Royse
Christensen, R.	Herman	Lundene	Rued

Dick	Jacob	Marsden	Solberg
Dotzenrod	Kermott	Martinson	Stone
Eagles	Kingsbury	Matheny	Streibel
Erickson	Kloubec	Mertens	Timm
Fleming	Knudson	Metzger	Tinjum
Froeber	Kretschmar	Nermyr	Wagner
Gackle	LaGrave	Olin	Watkins
Ganser	Lang	Olson	Wilkie
Garnas	Larson	Orange	Winge
Gengler	Laske	Poyzer	Winkjer
Gronneberg	Laughlin	Rau	Mr. Speaker
Hartl			

Those voting in the negative were:

Bassingthwaite	Jacobson	McGauvran	Schindler
Dornacker	Jaeger	Meyer	Scofield
Freborg	Jenkins	Murphy	Stoltenow
Gunderson	Johnson, H.	Opedahl	Thorsgard
Hausauer, L.	Johnson, K.	Peterson	Tweten
Hickle	Langley	Rivinius	Vander Vorst
Hildebrand	Leibhan	Rundle	Welder

Absent and not voting:

Atkinson	Grubb	Hilleboe	Strinden
Backes	Hensrud	Miedema	Weber
Berg			

So the bill passed and the title was agreed to.

Senate Bill No. 2340. A Bill for an Act to require a prescription for the sale and purchase of hypodermic needles and hypodermic syringes, to forbid the possession of such instruments, to require records to be kept, to exempt certain individuals and professions, and to provide a penalty.

Which has been read.

Rep. Watkins moved that Senate Bill No. 2340 be re-referred to the Committee on Industry, Business and Labor, which motion failed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 11; nays, 86; absent and not voting, 5.

Those voting in the affirmative were:

Dornacker	Hendrickson	Laske	Stone
Gengler	Knudson	Livingston	Wilkie
Haugland	LaGrave	Lundene	

Those voting in the negative were:

Austin	Hausauer, L.	Linderman	Rice
Backes	Hentges	Lodoen	Rivinius
Backlin	Herman	McGauvran	Rued
Bassingthwaite	Hickle	Marsden	Rundle
Berg	Hildebrand	Martinson	Schindler
Bridston	Hilleboe	Matheny	Scofield
Christensen, H.	Jacob	Mertens	Solberg
Christensen, R.	Jacobson	Metzger	Stoltenow
Dick	Jaeger	Meyer	Streibel
Dotzenrod	Jenkins	Miedema	Strinden
Eagles	Johnson, H.	Murphy	Thorsgard
Erickson	Johnson, K.	Nermyr	Timm
Fleming	Kermott	Olin	Tinjum
Freborg	Kingsbury	Olson	Tweten
Froeber	Kloubec	Opedahl	Vander Vorst
Gackle	Kretschmar	Orange	Wagner
Ganser	Lang	Peterson	Weber
Garnas	Langley	Poyzer	Welder
Gronneberg	Larson	Rau	Winge
Gunderson	Laughlin	Raymond	Winkjer

Hartl	Lee	Reimers	Mr. Speaker
Hausauer, A.	Leibhan		
Absent and not voting:			
Atkinson	Hensrud	Royse	Watkins
Grubb			

So the bill lost.

Representative Hartl moved that the vote by which Senate Bill No. 2340 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed.

Senate Bill No. 2368. A Bill for an Act to create trustees for commercial buildings during foreclosures.

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, 36; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Hendrickson	Lodoen	Rice
Backes	Hentges	Lundene	Royse
Backlin	Herman	Marsden	Solberg
Berg	Hildebrand	Martinson	Stone
Bridston	Hilleboe	Mertens	Streibel
Christensen, H.	Jacob	Meyer	Strinden
Dick	Jacobson	Miedema	Timm
Dotzenrod	Jenkins	Nermyr	Tinjum
Eagles	Kermott	Olin	Vander Vorst
Fleming	Kloubec	Olson	Wagner
Froeber	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Winge
Gronneberg	Larson	Rau	Winkjer
Hartl	Leibhan	Raymond	Mr. Speaker
Haugland	Livingston	Reimers	

Those voting in the negative were:

Bassingthwaite	Hausauer, L.	Laughlin	Rued
Christensen, R.	Hickle	Lee	Rundle
Dornacker	Jaeger	Linderman	Schindler
Erickson	Johnson, H.	McGauvran	Scotfield
Freborg	Johnson, K.	Matheny	Stoltenow
Gackle	Kingsbury	Metzger	Thorsgard
Ganser	Lang	Murphy	Tweten
Gunderson	Langley	Poyzer	Welder
Hausauer, A.	Laske	Rivinius	Wilkie

Absent and not voting:

Atkinson	Grubb	Hensrud
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So the bill passed and the title was agreed to.

Senate Bill No. 2369. A Bill for an Act relating to hearing procedures in dealing with interstate parolees or probationers being supervised under the interstate compact for the supervision of parolees and probationers.

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, 5.

Those voting in the affirmative were:

Austin	Hausauer, L.	Leibhan	Rice
Backes	Hendrickson	Linderman	Rivinius
Backlin	Hentges	Livingston	Royse

Bassingthwaite	Herman	Lodoen	Rued
Berg	Hickle	Lundene	Rundle
Bridston	Hildebrand	McGauvran	Schindler
Christensen, H.	Hilleboe	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Solberg
Dick	Jacobson	Matheny	Stoltenow
Dornacker	Jaeger	Mertens	Stone
Dotzenrod	Johnson, H.	Metzger	Streibel
Eagles	Johnson, K.	Meyer	Strinden
Erickson	Kermott	Miedema	Thorsgard
Fleming	Kingsbury	Murphy	Timm
Freborg	Kloubec	Nermyr	Tinjum
Froeber	Knudson	Olin	Tweten
Gackle	Kretschmar	Olson	Vander Vorst
Ganser	LaGrave	Opedahl	Wagner
Garnas	Lang	Orange	Weber
Gengler	Langley	Peterson	Welder
Gronneberg	Larson	Poyzer	Wilkie
Gunderson	Laske	Rau	Winge
Hartl	Laughlin	Raymond	Winkjer
Haugland	Lee	Reimers	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Atkinson	Hensrud	Jenkins	Watkins
Grubb			

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4002. A Concurrent Resolution requesting the Congress of the United States to unconditionally release to the State of North Dakota, free of any trust agreement, the assets of the North Dakota Rural Rehabilitation Corporation.

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. 4008. A Concurrent Resolution directing the Board of University and School Lands to confer with appropriate agencies on the sale of certain state lands.

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.

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1019

House Bill No. 1040

House Bill No. 1092

House Bill No. 1234

House Bill No. 1487

House Bill No. 1498

House Bill No. 1509

House Bill No. 1531

House Concurrent Resolution No. 3058

House Concurrent Resolution No. 3061

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has

concurring in the House amendment to:

Senate Bill No. 2042
Senate Bill No. 2065
Senate Bill No. 2267

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1116
House Bill No. 1274
House Bill No. 1323
House Bill No. 1438
House Bill No. 1439
House Concurrent Resolution No. 3010
House Concurrent Resolution No. 3015
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1028
House Bill No. 1151
House Bill No. 1304
House Bill No. 1430
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1028

On page 1, line 14 after the first "or" insert ending triple parentheses and after "knowingly" delete the ending triple parentheses

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1151

On page 1, line 18 of the engrossed bill delete the triple parentheses around the word "six" and delete the word "three"

Renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1304

On page 1, line 13 of the engrossed bill delete ", after deducting fifty"

On page 1, line 14 delete "dollars for county administrative costs,"

On page 2, line 1 delete the beginning triple parentheses

On page 2, line 7 delete the ending triple parentheses

On page 2, line 23 delete the beginning triple parentheses

On page 2, line 30 delete the ending triple parentheses

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1430

On page 1 line 18 of the engrossed bill after the comma delete "and"

On page 1 line 19 after the comma delete rest of the line and insert in lieu thereof "and proof of cargo insurance"

On page 1 line 20 delete "carrier"

On page 2 line 15 delete "for hire building" and insert in lieu thereof "house"

And renumber the lines accordingly.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2062
Senate Bill No. 2071
Senate Bill No. 2077

Senate Bill No. 2143
 Senate Bill No. 2262
 Senate Bill No. 2300
 Senate Bill No. 2317
 Senate Bill No. 2323
 Senate Bill No. 2353

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1006. A Bill for an Act making an appropriation for defraying expenses of the various departments and various divisions thereof, 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, 82; nays, 12; absent and not voting, 8.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Rice
Backlin	Hausauer, L.	Linderman	Rivinius
Berg	Hendrickson	Livingston	Royse
Bridston	Hentges	Lodoen	Rued
Christensen, H.	Herman	Marsden	Rundle
Christensen, R.	Hickle	Martinson	Schindler
Dick	Hilleboe	Matheny	Scofield
Dornacker	Jacobson	Metzger	Stoltenow
Dotzenrod	Jaeger	Meyer	Stone
Eagles	Jenkins	Miedema	Streibel
Erickson	Johnson, H.	Murphy	Strinden
Fleming	Johnson, K.	Nermyr	Timm
Freborg	Kermott	Olin	Tinjum
Froeber	Kingsbury	Olson	Tweten
Gackle	Kloubec	Orange	Vander Vorst
Ganser	Kretschmar	Peterson	Wagner
Garnas	LaGrave	Poyzer	Welder
Gengler	Lang	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland	Laughlin		

Those voting in the negative were:

Backes	Hildebrand	McGauvran	Solberg
Bassingthwaite	Langley	Mertens	Weber
Gronneberg	Lundene	Opedahl	Wilkie

Absent and not voting:

Atkinson	Hensrud	Knudson	Thorsgard
Grubb	Jacob	Leibhan	Watkins

So the bill passed and the title was agreed to.

House Bill No. 1013. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota, and which are under the supervision of the office of the adjutant general.

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, 7.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued

Berg	Herman	Lodoen	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hildebrand	Marsden	Scofield
Christensen, R.	Hilleboe	Martinson	Solberg
Dick	Jacobson	Matheny	Stoltenow
Dornacker	Jaeger	Mertens	Stone
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Peterson	Wilkie
Gronneberg	Langley	Poyzer	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland			

Those voting in the negative were:
Lundene Rau

Absent and not voting:
Atkinson Hensrud Leibhan Watkins
Grubb Jacob Thorsgard

So the bill passed and the title was agreed to.

House Bill No. 1072. A Bill for an Act to amend and reenact section 16-20-17.1 of the North Dakota Century Code relating to political advertisements and the disclosure of the name and address of the sponsor.

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, 9.

Those voting in the affirmative were:

Austin	Herman	Linderman	Reimers
Backes	Hickle	Livingston	Rice
Backlin	Hildebrand	Lodoen	Rivinius
Bassingthwaite	Hilleboe	Lundene	Rued
Berg	Jacobson	McGauvran	Rundle
Christensen, H.	Jaeger	Martinson	Schindler
Dick	Jenkins	Matheny	Scofield
Dornacker	Johnson, H.	Mertens	Solberg
Eagles	Johnson, K.	Metzger	Stoltenow
Erickson	Kermott	Meyer	Stone
Fleming	Kingsbury	Miedema	Streibel
Freborg	Kloubec	Murphy	Timm
Gackle	Knudson	Nermyr	Tinjum
Ganser	Kretschmar	Olin	Tweten
Garnas	LaGrave	Olson	Vander Vorst
Gronneberg	Lang	Opedahl	Wagner
Gunderson	Langley	Orange	Weber
Hartl	Larson	Peterson	Welder
Haugland	Laske	Poyzer	Wilkie
Hausauer, L.	Laughlin	Rau	Winge
Hendrickson	Lee	Raymond	Mr. Speaker
Hentges			

Those voting in the negative were:

Christensen, R.	Froeber	Hausauer, A.	Strinden
Dotzenrod	Gengler	Royse	Winkjer

Absent and not voting:

Atkinson	Hensrud	Leibhan	Thorsgard
Bridston	Jacob	Marsden	Watkins
Grubb			

So the bill passed and the title was agreed to.

House Bill No. 1246. A Bill for an Act to amend and reenact section 20.1-01-03 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to any action for damages for destruction of 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, 54; nays, 42; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Gronneberg	Livingston	Raymond
Bassingthwaite	Gunderson	Lodoen	Rice
Bridston	Haugland	Lundene	Rivinius
Christensen, H.	Hendrickson	McGauvran	Royse
Christensen, R.	Hildebrand	Martinson	Stone
Dick	Hilleboe	Meyer	Strinden
Dornacker	Jacobson	Murphy	Tinjum
Dotzenrod	Johnson, H.	Olin	Vander Vorst
Eagles	Kermott	Opedahl	Wagner
Erickson	Knudson	Orange	Weber
Fleming	Kretschmar	Peterson	Wilkie
Froeber	Lang	Poyzer	Winge
Ganser	Larson	Rau	Winkjer
Garnas	Leibhan		

Those voting in the negative were:

Backes	Hickle	Linderman	Schindler
Backlin	Jacob	Matheny	Scofield
Berg	Jaeger	Mertens	Solberg
Freborg	Jenkins	Metzger	Stoltenow
Gackle	Johnson, K.	Miedema	Streibel
Gengler	Kingsbury	Nermyr	Thorsgard
Hartl	Kloubec	Olson	Timm
Hausauer, A.	LaGrave	Reimers	Twetten
Hausauer, L.	Langley	Rued	Welder
Hentges	Laughlin	Rundle	Mr. Speaker
Herman	Lee		

Absent and not voting:

Atkinson	Hensrud	Marsden	Watkins
Grubb	Laske		

So the bill passed and the title was agreed to.

House Bill No. 1260. A Bill for an Act to provide for the inclusion of the common name or address in all notices relating to real property which are required by law.

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, 4; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Rued
Backlin	Hendrickson	Leibhan	Rundle
Bassingthwaite	Hentges	Linderman	Schindler
Berg	Herman	Livingston	Scofield
Bridston	Hickle	Lodoen	Solberg

Christensen, H.	Hildebrand	McGauvran	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Metzger	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Vander Vorst
Gackle	Kingsbury	Olson	Wagner
Ganser	Kloubec	Opedahl	Watkins
Garnas	Knudson	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Gunderson	Langley	Rau	Winge
Hartl	Larson	Raymond	Winkjer
Haugland	Laske	Reimers	Mr. Speaker

Those voting in the negative were:

Kretschmar	Lundene	Murphy	Royse
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Absent and not voting:

Atkinson	Grubb	Marsden	Rice
Froeber	Hensrud		

So the bill passed and the title was agreed to.

House Bill No. 1300. A Bill for an Act to amend and reenact sections 58-04-10, 58-05-02, and 58-05-18 of the North Dakota Century Code, relating to the appointment of township assessors; and to repeal section 58-09-01 of the North Dakota Century Code, relating to the requirement that township assessors be electors and owners of property in their township.

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, 26; absent and not voting, 7.

Those voting in the affirmative were:

Austin	Jacob	Livingston	Reimers
Backlin	Jenkins	Lodoen	Rivinius
Berg	Johnson, H.	Martinson	Royse
Bridston	Johnson, K.	Matheny	Rundle
Christensen, R.	Kermott	Metzger	Schindler
Dick	Kingsbury	Meyer	Scotfield
Dornacker	Kloubec	Miedema	Stoltenow
Eagles	Knudson	Murphy	Stone
Ganser	Kretschmar	Nermyr	Streibel
Garnas	LaGrave	Olin	Strinden
Gronneberg	Lang	Olson	Thorsgard
Gunderson	Langley	Opedahl	Tweten
Haugland	Larson	Orange	Vander Vorst
Hausauer, L.	Laske	Peterson	Watkins
Hentges	Lee	Poyzer	Winge
Herman	Leibhan	Rau	Winkjer
Hickle	Linderman	Raymond	Mr. Speaker
Hilleboe			

Those voting in the negative were:

Backes	Gackle	Laughlin	Timm
Bassingthwaite	Gengler	Lundene	Tinjum
Christensen, H.	Hartl	McGauvran	Wagner
Dotzenrod	Hausauer, A.	Mertens	Weber
Erickson	Hendrickson	Rued	Welder
Fleming	Jacobson	Solberg	Wilkie
Freborg	Jaeger		

Absent and not voting:

Atkinson	Grubb	Hildebrand	Rice
Froeber	Hensrud	Marsden	

So the bill passed and the title was agreed to.

House Bill No. 1436. A Bill for an Act to provide a statement of legislative intent concerning the use of sales, market, and productivity studies in the assessment and equalization of property for taxation purposes; to amend and reenact subsection 4 of section 57-01-05, and sections 57-01-06 and 57-01-07 of the North Dakota Century Code, relating to the authority of the state supervisor of assessments and the state tax commissioner, and property to be excluded in sales, market, and productivity studies.

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, 6; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hendrickson	Livingston	Royse
Backes	Herman	Lodoen	Rundle
Backlin	Hickle	Lundene	Schindler
Bassingthwaite	Hildebrand	McGauvran	Scofield
Berg	Hilleboe	Martinson	Solberg
Bridston	Jacob	Matheny	Stoltenow
Christensen, H.	Jacobson	Mertens	Stone
Christensen, R.	Jaeger	Metzger	Streibel
Dick	Jenkins	Meyer	Strinden
Dornacker	Johnson, H.	Miedema	Thorsgard
Dotzenrod	Johnson, K.	Murphy	Timm
Eagles	Kermott	Nermyr	Tinjum
Erickson	Kingsbury	Olin	Tweten
Fleming	Kloubec	Olson	Vander Vorst
Freborg	Knudson	Opedahl	Wagner
Gackle	LaGrave	Orange	Watkins
Ganser	Lang	Peterson	Weber
Garnas	Langley	Poyzer	Welder
Gengler	Larson	Rau	Wilkie
Gronneberg	Laske	Raymond	Winge
Haugland	Lee	Reimers	Winkjer
Hausauer, A.	Leibhan	Rice	Mr. Speaker
Hausauer, L.	Linderman	Rivinius	

Those voting in the negative were:

Gunderson	Hentges	Laughlin	Rued
Hartl	Kretschmar		

Absent and not voting:

Atkinson	Grubb	Hensrud	Marsden
Froeber			

So the bill passed and the title was agreed to.

House Bill No. 1447. A Bill for an Act to allow for the contracting of fire protection services and providing a method for the financing 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, 97; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hendrickson	Leibhan	Rivinius
Backes	Hentges	Linderman	Royse
Backlin	Herman	Livingston	Rued
Bassingthwaite	Hickle	Lodoen	Rundle

Berg	Hildebrand	Lundene	Schindler
Bridston	Hilleboe	McGauvran	Scofield
Christensen, H.	Jacob	Martinson	Solberg
Christensen, R.	Jacobson	Matheny	Stoltenow
Dick	Jaeger	Mertens	Stone
Dornacker	Jenkins	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Thorsgard
Erickson	Kermott	Murphy	Timm
Fleming	Kingsbury	Nermyr	Tinjum
Freborg	Kloubec	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Wagner
Garnas	LaGrave	Orange	Watkins
Gengler	Lang	Peterson	Weber
Gronneberg	Langley	Poyzer	Welder
Gunderson	Larson	Rau	Wilkie
Hartl	Laske	Raymond	Winge
Haugland	Laughlin	Reimers	Winkjer
Hausauer, A.	Lee	Rice	Mr. Speaker
Hausauer, L.			

Absent and not voting:

Atkinson	Grubb	Hensrud	Marsden
Froeber			

So the bill passed and the title was agreed to.

**SECOND READING OF A
HOUSE CONCURRENT RESOLUTION**

House Concurrent Resolution No. 3032. A concurrent resolution urging adequate service and 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, as amended.

So the House Concurrent Resolution was declared adopted on a voice vote.

MOTION

Rep. Dick moved that the House do concur on the Senate amendments to House Bill No. 1208, and that House Bill No. 1208 be placed on the calendar, which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1048 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate:
 Senator Melland
 Senator Strinden
 Senator Erdman

For the House:
 Rep. Hilleboe
 Rep. Martinson
 Rep. Bassingthwaite

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

House Bill No. 1048 was placed on the Sixth Order.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1193 has had the same under consideration and recommends that the Senate recede from its amendments.

For the Senate:
 Senator Sandness
 Senator Smykowski
 Senator Redlin

For the House:
 Rep. Hentges
 Rep. Scofield
 Rep. Linderman

Rep. Hentges moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1328 has had the same under consideration and recommends that the Senate recede from its amendments.

For the Senate:
 Senator Sandness
 Senator Smykowski
 Senator Redlin

For the House:
 Rep. Hentges
 Rep. Scofield
 Rep. Linderman

Rep. Hentges moved that the report be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2073. A Bill for an Act to repeal chapter 59-07 of the North Dakota Century Code, relating to power of attorney.

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, 21; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Haugland	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rundle
Berg	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Stoltenow
Christensen, R.	Hildebrand	Matheny	Stone
Dick	Hilleboe	Mertens	Streibel
Dornacker	Jacob	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm
Erickson	Kermott	Nermyr	Tinjum
Fleming	Kingsbury	Olin	Tweten
Freborg	Kloubec	Olson	Vander Vorst
Froeber	Knudson	Orange	Watkins
Ganser	Kretschmar	Peterson	Weber
Garnas	LaGrave	Poyzer	Wilkie
Gengler	Lang	Rau	Winge
Gunderson	Langley	Raymond	Mr. Speaker
Hartl	Larson	Reimers	

Those voting in the negative were:

Bassingthwaite	Jacobson	McGauvran	Scofield
Christensen, H.	Jaeger	Murphy	Solberg
Gackle	Johnson, H.	Opedahl	Wagner
Gronneberg	Laughlin	Rice	Welder
Hausauer, A.	Lundene	Rued	Winkjer
Hickle			

Absent and not voting:

Atkinson	Hensrud	Marsden	Martinson
Grubb	Laske		

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: The Senate requests the return of:
House Bill No. 1508

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Herman moved that Senate Bill No. 2378 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Kingsbury moved that the House reconsider its action by which Senate Bill No. 2170 was passed, which motion prevailed.

Rep. Kingsbury moved that Senate Bill No. 2170 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Friday, March 2, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-THIRD DAY AFTER RECESS
AND FORTY-FOURTH DAY

Bismarck, March 2, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

SIXTH ORDER OF BUSINESS

Rep. Rundle has moved that the amendments to Senate Bill No. 2046 as recommended by the Committee on Judiciary as printed on page 988 of the House Journal be adopted, which motion prevailed.

Rep. LaGrave has moved that the amendments to Senate Bill No. 2081 as recommended by the Committee on Judiciary as printed on pages 992 and 993 of the House Journal be adopted, which motion prevailed.

Rep. Winkjer has moved that the amendments to Senate Bill No. 2091 as recommended by the Committee on Natural Resources as printed on page 993 of the House Journal be adopted, which motion prevailed.

Rep. Metzger has moved that the amendments to Senate Bill No. 2090 as recommended by the Committee on Industry, Business and Labor as printed on page 993 of the House Journal be adopted, which motion prevailed.

Rep. Kloubec has moved that the amendments to Senate Bill No. 2122 as recommended by the Committee on Industry, Business and Labor as printed on pages 993 and 994 of the House Journal be adopted, which motion prevailed.

Rep. Eagles has moved that the amendments to Senate Bill No. 2179 as recommended by the Committee on Social Welfare as printed on page 994 of the House Journal be adopted, which motion prevailed.

Rep. Lang has moved that the amendments to Senate Bill No. 2356 as recommended by the Committee on Industry, Business and Labor as printed on page 994 of the House Journal be adopted, which motion prevailed.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and concurrent resolutions:

House Bill No. 1008
House Bill No. 1034
House Bill No. 1045
House Bill No. 1060
House Bill No. 1093
House Bill No. 1119
House Bill No. 1125
House Bill No. 1129
House Bill No. 1147
House Bill No. 1155

House Bill No. 1157
 House Bill No. 1169
 House Bill No. 1212
 House Bill No. 1295
 House Bill No. 1366
 House Bill No. 1367
 House Bill No. 1449
 House Bill No. 1501
 House Bill No. 1504
 House Concurrent Resolution No. 3005
 House Concurrent Resolution No. 3041
 And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Lee 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. 1122

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Rep. Lee moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from the Committee on Appropriations for the introduction of a bill, which request has been approved.

REP. STREIBEL, Chairman

Rep. Earl Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF A HOUSE BILL

Committee on Appropriations through the Committee on Delayed Bills introduced:

House Bill No. 1535. A Bill for an Act making an appropriation and providing for the improvement of the south plaza of the state capitol building, and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

SECOND READING OF SENATE BILLS

Senate Bill No. 2109. A Bill for an Act to regulate, not prohibit, home solicitation sales by:

1. Granting the buyer a statutory period during which time the contract may be cancelled.
2. Providing that any transfer of a note or other evidence of indebtedness shall be deemed an assignment only and all claims and defenses of the buyer against the seller shall be applicable against the transferee.
3. Prohibiting referral selling in conjunction with a home solicitation 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, 83; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Haugland	Laughlin	Raymond
Backes	Hausauer, A.	Lee	Rice
Backlin	Hausauer, L.	Leibhan	Rivinius
Bassingthwaite	Hendrickson	Linderman	Royse
Berg	Herman	Livingston	Rued

Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Jacob	McGauvran	Stoltenow
Dick	Jacobson	Marsden	Stone
Dotzenrod	Johnson, H.	Martinson	Streibel
Eagles	Johnson, K.	Matheny	Strinden
Erickson	Kermott	Metzger	Timm
Fleming	Kingsbury	Meyer	Tinjum
Freborg	Kloubec	Miedema	Vander Vorst
Froeber	Knudson	Nermyr	Watkins
Gackle	Kretschmar	Olin	Weber
Ganser	LaGrave	Olson	Wilkie
Garnas	Lang	Opedahl	Winge
Gengler	Langley	Orange	Winkjer
Gronneberg	Larson	Peterson	Mr. Speaker
Hartl	Laske	Rau	

Those voting in the negative were:

Dornacker	Mertens	Scotfield	Tweten
Gunderson	Murphy	Solberg	Wagner
Jaeger	Poyzer	Thorsgard	Welder
Jenkins	Reimers		

Absent and not voting:

Atkinson	Hensrud	Hentges	Hilleboe
Grubb			

So the bill passed and the title was agreed to.

Senate Bill No. 2132. A Bill for an Act to amend and reenact section 39-2014 of the North Dakota Century Code, relating to chemical screening tests.

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, 16; absent and not voting, 7.

Those voting in the affirmative were:

Austin	Herman	Linderman	Royse
Backes	Hildebrand	Livingston	Rued
Bassingthwaite	Jacob	Lodoen	Schindler
Berg	Jacobson	Lundene	Scotfield
Christensen, H.	Jaeger	McGauvran	Solberg
Dick	Jenkins	Martinson	Stoltenow
Dotzenrod	Johnson, H.	Matheny	Stone
Eagles	Kermott	Mertens	Streibel
Erickson	Kingsbury	Meyer	Strinden
Fleming	Kloubec	Miedema	Thorsgard
Freborg	Knudson	Nermyr	Timm
Froeber	Kretschmar	Olin	Tinjum
Gackle	LaGrave	Olson	Tweten
Ganser	Lang	Opedahl	Vander Vorst
Garnas	Langley	Orange	Watkins
Gengler	Larson	Poyzer	Wilkie
Gronneberg	Laske	Rau	Winge
Gunderson	Laughlin	Reimers	Winkjer
Haugland	Lee	Rice	Mr. Speaker
Hendrickson	Leibhan	Rivinius	

Those voting in the negative were:

Backlin	Hartl	Marsden	Rundle
Bridston	Hausauer, A.	Metzger	Wagner
Christensen, R.	Hausauer, L.	Murphy	Weber
Dornacker	Johnson, K.	Raymond	Welder

Absent and not voting:

Atkinson	Hensrud	Hickle	Peterson
Grubb	Hentges	Hilleboe	

So the bill passed and the title was agreed to.

Senate Bill No. 2190. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota, which land was used by the North Dakota 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, 82; nays, 15; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Linderman	Royse
Bassingthwaite	Hendrickson	Lodoen	Rued
Berg	Herman	Marsden	Schindler
Bridston	Hickle	Martinson	Scofield
Christensen, H.	Hildebrand	Matheny	Solberg
Christensen, R.	Jacob	Metzger	Stoltenow
Dick	Jaeger	Meyer	Stone
Dornacker	Jenkins	Miedema	Streibel
Dotzenrod	Johnson, H.	Murphy	Strinden
Eagles	Johnson, K.	Nermyr	Thorsgard
Erickson	Kermott	Olin	Timm
Freborg	Kingsbury	Olson	Tinjum
Froeber	Kloubec	Opedahl	Tweten
Gackle	Knudson	Orange	Vander Vorst
Ganser	Kretschmar	Peterson	Wagner
Garnas	LaGrave	Poyzer	Watkins
Gronneberg	Lang	Rau	Welder
Gunderson	Langley	Reimers	Winkjer
Hartl	Larson	Rice	Mr. Speaker
Haugland	Laske		

Those voting in the negative were:

Backes	Laughlin	McGauvran	Weber
Fleming	Leibhan	Mertens	Wilkie
Gengler	Livingston	Raymond	Winge
Jacobson	Lundene	Rundle	

Absent and not voting:

Atkinson	Hensrud	Hentges	Hilleboe
Grubb			

So the bill passed and the title was agreed to.

Senate Bill No. 2282. A Bill for an Act to amend and reenact section 65-05-05 of the North Dakota Century Code, relating to workmen's compensation coverage for coal miners who are disabled and to dependents of coal miners who have died as a result of pneumoconiosis; and to provide such benefits as required by the Federal Coal Mine Health and Safety Act of 1969 and amendments thereto.

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, 6.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Jacob	Marsden	Stoltenow
Dick	Jacobson	Martinson	Stone

Dornacker	Jaeger	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freborg	Kingsbury	Murphy	Tweten
Froeber	Kloubec	Nermyr	Vander Vorst
Gackle	Knudson	Olin	Wagner
Ganser	Kretschmar	Olson	Watkins
Garnas	LaGrave	Opedahl	Weber
Gengler	Lang	Orange	Welder
Gronneberg	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker

Absent and not voting:

Atkinson	Hensrud	Peterson	Solberg
Grubb	Hilleboe		

So the bill passed and the title was agreed to.

Senate Bill No. 2329. A Bill for an Act relating to income tax credits for charitable contributions to nonprofit private institutions of higher education.

Which has been read.

Rep. Dornacker moved the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 63; absent and not voting, 5.

Those voting in the affirmative were:

Backlin	Haugland	Lang	Olson
Bassingthwaite	Hausauer, A.	Larson	Peterson
Dick	Hentges	Marsden	Rau
Dornacker	Hickle	Martinson	Reimers
Dotzenrod	Hildebrand	Mertens	Royse
Gackle	Jaeger	Metzger	Scotfield
Ganser	Kloubec	Miedema	Tinjum
Garnas	Kretschmar	Nermyr	Wagner
Gengler	LaGrave		

Those voting in the negative were:

Austin	Herman	Livingston	Schindler
Backes	Hilleboe	Lodoen	Stoltenow
Berg	Jacob	Lundene	Stone
Bridston	Jacobson	McGauvran	Streibel
Christensen, H.	Jenkins	Matheny	Strinden
Christensen, R.	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Murphy	Timm
Erickson	Kermott	Olin	Tweten
Fleming	Kingsbury	Opedahl	Vander Vorst
Freborg	Knudson	Orange	Watkins
Froeber	Langley	Poyzer	Welder
Gronneberg	Laske	Raymond	Wilkie
Gunderson	Laughlin	Rice	Winge
Hartl	Lee	Rivinius	Winkjer
Hausauer, L.	Leibhan	Rued	Mr. Speaker
Hendrickson	Linderman	Rundle	

Absent and not voting:

Atkinson	Hensrud	Solberg	Weber
Grubb			

So the bill lost.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign House Bill No. 1008

House Bill No. 1034
 House Bill No. 1045
 House Bill No. 1060
 House Bill No. 1093
 House Bill No. 1119
 House Bill No. 1122
 House Bill No. 1125
 House Bill No. 1129
 House Bill No. 1147
 House Bill No. 1155
 House Bill No. 1157
 House Bill No. 1169
 House Bill No. 1212
 House Bill No. 1295
 House Bill No. 1366
 House Bill No. 1367
 House Bill No. 1449
 House Bill No. 1501
 House Bill No. 1504

House Concurrent Resolution No. 3005

House Concurrent Resolution No. 3041

An the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE
 House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1008
 House Bill No. 1034
 House Bill No. 1045
 House Bill No. 1060
 House Bill No. 1093
 House Bill No. 1119
 House Bill No. 1122
 House Bill No. 1125
 House Bill No. 1129
 House Bill No. 1147
 House Bill No. 1155
 House Bill No. 1157
 House Bill No. 1169
 House Bill No. 1212
 House Bill No. 1295
 House Bill No. 1366
 House Bill No. 1367
 House Bill No. 1449
 House Bill No. 1501
 House Bill No. 1504

House Concurrent Resolution No. 3005

House Concurrent Resolution No. 3041

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2029 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Poyzer 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. 2216 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Watkins moved that the report be adopted.

Rep. Miedema moved a substitute motion that Senate Bill No. 2216 be placed on the calendar, which motion failed on a division vote.

The question then was on the motion of Rep. Watkins to adopt the Committee Report on Senate Bill No. 2216, which motion prevailed.

Senate Bill No. 2216 was indefinitely postponed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation 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 1, line 15, after the word "institutions" insert the following: "and homes for the aged and infirmed licensed pursuant to section 50-18"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 2386 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 "nor" and insert in lieu thereof the word "or"

On page 1, line 19 delete the word "nor" and insert in lieu thereof the word "or"

On page 1, line 20 insert triple parentheses before and after the word "nor" and insert in lieu thereof the following: "or to any private individual, or"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny 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. 2297 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Jacob 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

FORTY-FOURTH DAY

Bismarck, March 2, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Donald Burton, Pastor, Lord of Life Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Atkinson, Grubb, Hensrud, Hilleboe, and Watkins.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-second day

after recess and forty-third day, and recommends that the same be corrected as follows:

On page 989, line 46, delete the numeral "2096" and insert in lieu thereof the numeral "2026"

And when so corrected, recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Rued moved that the report be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2363. A Bill for an Act to provide for a reservation on the sale of all land 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, as amended, the roll was called and there were ayes, 70; nays, 24; absent and not voting, 8.

Those voting in the affirmative were:

Austin	Gronneberg	Laughlin	Rivinius
Backes	Gunderson	Lee	Rued
Backlin	Hausauer, L.	Leibhan	Schindler
Bassingthwaite	Hendrickson	Linderman	Scotfield
Bridston	Hentges	Livingston	Stoltenow
Christensen, H.	Herman	Lodoen	Stone
Dick	Jacob	Martinson	Streibel
Dornacker	Jacobson	Mertens	Strinden
Dotzenrod	Jaeger	Meyer	Timm
Eagles	Kermott	Opedahl	Tinjum
Erickson	Kingsbury	Orange	Tweten
Fleming	Kloubec	Peterson	Wagner
Freborg	Kretschmar	Poyzer	Watkins
Froeber	LaGrave	Rau	Welder
Gackle	Lang	Raymond	Wilkie
Ganser	Langley	Reimers	Winkjer
Garnas	Larson	Rice	Mr. Speaker
Gengler	Laske		

Those voting in the negative were:

Christensen, R.	Johnson, H.	Matheny	Royse
Hartl	Johnson, K.	Metzger	Rundle
Haugland	Knudson	Murphy	Thorsgard
Hausauer, A.	Lundene	Nermyr	Vander Vorst
Hildebrand	McGauvran	Olin	Weber
Jenkins	Marsden	Olson	Winge

Absent and not voting:

Atkinson	Grubb	Hickle	Miedema
Berg	Hensrud	Hilleboe	Solberg

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Rep. Kingsbury moved that the following remarks of Rep. Dornacker be printed in the Journal, which motion prevailed.

Rep. Dornacker:

"Mr. Speaker, Members of the Assembly:

"I rise on a point of personal privilege.

"I am sure that by this time the majority of you have opened a letter on your desk sent to us by the N.D.E.A. It says, 'The galleries were packed with citizens Thursday, eager to watch the battle between the Christians and the lions.'

"I know for sure I am not a lion. I also know for sure only the God in the heavens knows who are the Christians.

"When the people use such innuendos, I wonder how and if they have the right to teach our children.

"This is the third time in the six sessions I have been here this kind of intimidation has been placed on my desk — two of these times it was placed there by the N.D.E.A. people. I believe this organization owes this body an apology, and I hope this never happens -again.

"Each time I have placed material or figures on your desks, I have signed it, and the figures show the source, including the department which provided the figures. This allows you to check the source and provides responsibility.

"When you take this print-out home, if you do, when you show it to your school board, you had better explain that you are not sure if these figures are accurate. If you don't, you may not be back here next session. These figures in many cases are not the dollars your school will get come next year.

"Until these are documented by the department, I am going to keep throwing them in the waste basket."

SECOND READING OF SENATE BILLS

Senate Bill No. 2384. A Bill for an Act to amend and reenact subsection 5 of section 40-49-12 of the North Dakota Century Code, to increase the maximum compensation payable to a clerk of a park district.

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, 5.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Rice
Backes	Hendrickson	Liebhan	Rivinius
Backlin	Hentges	Linderman	Royce
Bassingthwaite	Herman	Livingston	Rued
Berg	Hickle	Lodoen	Rundle
Bridston	Hildebrand	Lundene	Schindler
Christensen, H.	Hilleboe	McGauvran	Scofield
Christensen, R.	Jacob	Marsden	Stoltenow
Dick	Jacobson	Martinson	Stone
Dornacker	Jaeger	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Langley	Poyzer	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker
Hausauer, A.			
Absent and not voting:			
Atkinson	Hensrud	Miedema	Solberg
Grubb			

So the bill passed and the title was agreed to.

Senate Bill No. 2391. A Bill for an Act to amend and reenact section 40-44-06 of the North Dakota Century Code, relating to compensation and expenses of a civil service commissioner and commission 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Lee	Rivinius
Backlin	Hendrickson	Leibhan	Royce
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Scofield
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Poyzer	Wilkie
Gunderson	Langley	Rau	Winge
Hartl	Larson	Raymond	Winkjer
Haugland	Laske	Reimers	Mr. Speaker

Absent and not voting:

Atkinson	Hensrud	Olin	Solberg
Grubb	Linderman		

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2023
Senate Bill No. 2055
Senate Bill No. 2083
Senate Bill No. 2158
Senate Bill No. 2174
Senate Bill No. 2259
Senate Bill No. 2289
Senate Bill No. 2296
Senate Bill No. 2307
Senate Bill No. 2333
Senate Bill No. 2342
Senate Bill No. 2360

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1277
House Bill No. 1422
House Concurrent Resolution No. 3012
House Concurrent Resolution No. 3048
House Concurrent Resolution No. 3062

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1109
 House Bill No. 1206
 House Bill No. 1210
 House Bill No. 1231
 House Bill No. 1253
 House Bill No. 1263
 House Bill No. 1312
 House Bill No. 1428
 House Bill No. 1473
 House Bill No. 1518
 House Bill No. 1532
 House Concurrent Resolution No. 3040
 Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

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. 1291
 Senator Pyle
 Senator Naaden
 Senator Larson

House Bill No. 1357
 Senator Lee
 Senator Fritzell
 Senator Anderson

House Bill No. 1398
 Senator J. Schultz
 Senator Sands
 Senator Berube

House Bill No. 1465
 Senator Nething
 Senator Holand
 Senator Berube

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on:

Senate Bill No. 2089
 Senate Bill No. 2209

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1078
 House Bill No. 1405
 House Concurrent Resolution No. 3083
 Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1078

On page 1, line 15, delete the words "either in"

On page 1, delete all of line 16 and insert in lieu thereof the following:

"by applying for a separate ballot at least one day before the election in accordance with sections 16-16-18, 16-16-21, 16-16-22, 16-16-23, 16-16-24, 16-16-25 and 16-16-26 of this chapter, provided the statements relative to new residents contained therein shall, for this pur-

pose, be changed by the county auditor and inspector of elections to comply with the provisions of this section."

On page 1, delete all of lines 17 and 18

Renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1405

Page 1, line 1 after the word "reenact" insert "subsections 2, 3 and 4 and create and enact subsection 5 of"

Page 2, line 4 insert beginning triple parentheses before the numeral "1"

Page 2, line 15 insert ending triple parentheses after the semicolon

On page 1, line 1 of the engrossed bill, delete the remainder of the bill after the words "A BILL" and substitute in lieu thereof the following: "for an Act to create and enact subsection 5 and to amend and reenact subsections 2, 3, and 4 of section 14-03-17 of the North Dakota Century Code, making it mandatory that the county judge cause a copy of the application for marriage license be filed in a prior divorce action where the applicant is under court decree to provide child support or alimony combined with child support, requiring the county judge to secure from the applicants an acknowledgement of any provision for child support or alimony combined with child support contained in a prior divorce decree or judgment, and requiring an affidavit from the clerk of the district court to whom support payments are directed showing that there are no arrears in payment or, in lieu thereof, a waiver of the requirement for such affidavit signed by the district court ordering such child support or alimony combined with child support.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) Subsections 2, 3, and 4 of section 14-03-17 of the North Dakota Century Code are hereby amended and reenacted to read as follows:

2. An affidavit showing whether or not either or both of the parties have been divorced. If a decree of divorce has been granted to either or both of the parties a certified copy of the decree must be filed with the application and if either or both parties are subject to a subsisting order to provide child support or alimony combined with child support pursuant to the provisions of a divorce decree or judgment, the county judge shall cause a copy of the application for license to be filed in such prior divorce action and shall secure from the applicants a signed acknowledgement of any provision for child support or alimony combined with child support contained in such prior divorce decree or judgment.

A license shall not be issued if it contravenes any provisions of the decree of divorce;

3. A certificate of a duly licensed physician other than the person seeking the license, showing that neither of the contracting parties is a person afflicted with syphilis, and reporting any other contagious venereal disease if the physician detects the same; ((and))
4. An affidavit of a disinterested, credible person that the applicants are not habitual criminals (((.))); and

SECTION 2.) Subsection 5 of section 14-03-17 of the North Dakota Century Code is hereby created and enacted to read as follows:

5. An affidavit of the clerk of the district court to whom child support or alimony combined with child support has been ordered paid pursuant to the provisions of a divorce decree or judgment referred to in subsection 2, showing that there are

no arrears in payment of court-ordered child support or alimony combined with child support. The district court ordering such child support or alimony combined with child support may, upon good cause shown, waive in writing the requirement for such affidavit."

And renumber the pages, lines, and sections accordingly.

**PROPOSED AMENDMENTS TO HOUSE CONCURRENT
RESOLUTION NO. 3083**

On page 1, line 2, delete the word "hot" and insert in lieu thereof the word "school" and delete the word "recess" and insert in lieu thereof the word "special"

On page 1, line 10, delete the word "hot" and insert in lieu thereof the word "school" and delete the word "recess" and insert in lieu thereof the word "special"

On page 1, line 18, delete the word "hot" and insert in lieu thereof the word "school" and delete the word "recess" and insert in lieu thereof the word "special"

On page 1, line 22, after the word "States" insert the following:
"to the United States Secretary of Agriculture,"

And renumber the lines accordingly.

**MESSAGES TO THE SENATE
House Chamber**

Mr. President: I have the honor to return herewith the following, which the House has failed to pass.

Senate Bill No. 2337

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has indefinitely postponed.

Senate Bill No. 2292

Senate Bill No. 2409

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged.

Senate Bill No. 2009

Senate Bill No. 2123

Senate Bill No. 2198

Senate Bill No. 2205

Senate Bill No. 2252

Senate Bill No. 2294

Senate Bill No. 2343

Senate Bill No. 2413

Senate Concurrent Resolution No. 4074

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2147

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on:

House Bill No. 1193

House Bill No. 1328

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2023
 Senate Bill No. 2055
 Senate Bill No. 2083
 Senate Bill No. 2156
 Senate Bill No. 2174
 Senate Bill No. 2259
 Senate Bill No. 2289
 Senate Bill No. 2296
 Senate Bill No. 2307
 Senate Bill No. 2333
 Senate Bill No. 2342
 Senate Bill No. 2360

And the Speaker signed the same in the presence of the House of Representatives.

SECOND READING OF SENATE BILLS

Senate Bill No. 2392. A Bill for an Act to amend and reenact subsections 17, 25, 26, 27, and 28 of section 1, and subsections 17, 25, 26, 27, and 28 of section 3, as contained in House Bill No. 1042, as approved by the forty-third legislative assembly, relating to state legislative apportionment.

Which has been read.

POINT OF PERSONAL PRIVILEGE

Rep. Backes: "Mr. Speaker, Members of the Assembly:

"I rise on a point of personal privilege, and ask that my remarks be printed in the Journal.

"Mr. Speaker and Members of the Assembly, should the House adopt Senate Bill 2392, the majority party will have succeeded in carrying the protection of incumbent legislators to the extreme.

"Senate Bill 2392 is a blatant attempt to satisfy incumbent Senators from the 26th and 27th Districts who would have to oppose each other under provisions of House Bill No. 1042. To satisfy these two incumbent Senators and still maintain two incumbent House members in each district, the reapportionment map is amended to look like alphabet soup in the southeast part of the State. There is an L-shaped district, a T-shaped district, and a district that looks like the number seven.

"In all, five districts and eight counties are affected by Senate Bill No. 2392. The adverse affect of this gerrymandering is particularly visible in the proposed new District 27, where narrow strips of Dickey and McIntosh are included in a district with LaMoure and Logan Counties.

"Should Senate Bill No. 2392 receive approval by the Legislature, the majority party will have succeeded in devising a plan protecting all Republican Senators and all but one Republican House member. Surely the courts will take a dim view of this kind of gerrymandering.

"It should be noted that Senate Bill No. 2392 was introduced by the Senator from District 29, who is co-chairman of the Joint Reapportionment Committee, prior to final action on House Bill No. 1042. This indicates to me that every effort was made to stave off criticism and line up support for passage of House Bill No. 1042, the main reapportionment plan.

"In conclusion, I submit that Senate Bill No. 2392 further gerrymanders a reapportionment plan that is already drawn for the exclusive benefit of the Republican Party."

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 59; absent and not voting, 6.

Those voting in the affirmative were:

Backlin	Haugland	Lang	Rundle
Berg	Hausauer, A.	Larson	Scofield
Bridston	Hausauer, L.	Laske	Stoltenow
Christensen, H.	Hentges	Matheny	Stone
Dick	Hickle	Peterson	Streibel
Dornacker	Jaeger	Raymond	Strinden
Erickson	Johnson, K.	Reimers	Thorsgard
Froeber	Kermott	Rice	Tweten
Gackle	LaGrave	Rued	Watkins
Ganser			

Those voting in the negative were:

Austin	Jacob	Lundene	Rau
Backes	Jacobson	McGauvran	Rivinius
Bassingthwaite	Jenkins	Marsden	Royse
Christensen, R.	Johnson, H.	Martinson	Schindler
Dotzenrod	Kingsbury	Mertens	Timm
Eagles	Kloubec	Metzger	Tinjum
Fleming	Knudson	Meyer	Vander Vorst
Freborg	Kretschmar	Miedema	Wagner
Garnas	Langley	Murphy	Weber
Gengler	Laughlin	Nermyr	Welder
Gronneberg	Lee	Olin	Wilkie
Hartl	Leibhan	Olson	Winge
Hendrickson	Linderman	Opedahl	Winkjer
Herman	Livingston	Orange	Mr. Speaker
Hildebrand	Lodoen	Poyzer	

Absent and not voting:

Atkinson	Gunderson	Hilleboe	Solberg
Grubb	Hensrud		

So the bill lost.

Senate Bill No. 2394. A Bill for an Act to amend and reenact subsections 35 and 37 of section 1, and subsections 35 and 37 of section 3, as contained in House Bill No. 1042, as approved by the forty-third legislative assembly, relating to state legislative apportionment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 59; absent and not voting, 4.

Those voting in the affirmative were:

Austin	Haugland	LaGrave	Rundle
Backlin	Hausauer, A.	Lang	Scofield
Berg	Hausauer, L.	Laske	Stoltenow
Bridston	Hentges	Marsden	Stone
Christensen, H.	Herman	Metzger	Streibel
Dick	Hickle	Murphy	Strinden
Dornacker	Jacob	Nermyr	Tweten
Erickson	Jaeger	Peterson	Wagner
Gackle	Johnson, K.	Rice	Winge
Ganser	Kermott	Rued	

Those voting in the negative were:

Backes	Hilleboe	Lodoen	Reimers
Bassingthwaite	Jacobson	Lundene	Rivinius
Christensen, R.	Jenkins	McGauvran	Royse
Dotzenrod	Johnson, H.	Martinson	Schindler
Eagles	Kingsbury	Matheny	Thorsgard
Fleming	Kloubec	Mertens	Timm
Freborg	Knudson	Meyer	Tinjum
Froeber	Kretschmar	Miedema	Vander Vorst
Garnas	Langley	Olin	Watkins

Gengler	Larson	Olson	Weber
Gronneberg	Laughlin	Opedahl	Welder
Gunderson	Lee	Orange	Wilkie
Hartl	Leibhan	Poyzer	Winkjer
Hendrickson	Linderman	Rau	Mr. Speaker
Hildebrand	Livingston	Raymond	
Absent and not voting:			
Atkinson	Grubb	Hensrud	Solberg
So the bill lost.			

Senate Bill No. 2415. A Bill for an Act authorizing the issuance of additional general obligation bonds in an amount not exceeding four million dollars for the purpose of the payment of adjusted compensation to North Dakota veterans of the Vietnam conflict; to amend and reenact section 54-17.1-02 of the North Dakota Century Code, relating to the authority for issuing the Vietnam bonus bonds; providing for an appropriation for the expense of issuance of such bonds and the administration of the payment of Vietnam adjusted compensation claims; 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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royce
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Gunderson	Langley	Poyzer	Winge
Hartl	Larson	Rau	Winkjer
Haugland	Laske	Reimers	Mr. Speaker
Absent and not voting:			
Atkinson	Hensrud	Raymond	Scotfield
Grubb	Lee		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 2419. A Bill for an Act to create and enact sections 41-09-13.1 and 41-09-46.2, relating to the priority of a consignee over a secured party, to the assignment of security interests, and to the filing of assignments of financing statements; to amend and reenact subsection 2 of section 41-01-05, subsections 9 and 37 of section 41-01-11, subsections 1 and 2 of section 41-02-07, subsection 2 of section 41-05-16, subsection 1 of section 41-09-02, sections 41-09-03, 41-09-04, 41-09-05, 41-09-06, 41-09-16, 41-09-17, 41-09-18, 41-09-22,

41-09-23, 41-09-25, 41-09-26, subsections 1, 2, 3, and 4 of section 41-09-27, sections 41-09-28, 41-09-29, 41-09-33, 41-09-34, 41-09-39, 41-09-40, 41-09-41, 41-09-42, 41-09-43, 41-09-44, 41-09-45, subsection 3 of section 41-09-47, subsection 2 of section 41-09-48, subsections 1, 2, and 3 of section 41-09-50, and subsection 2 of section 41-09-51 of the North Dakota Century Code, relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning same, including sales, commercial paper, bank deposits, bank collections, letters of credit, bulk transfers, warehouse receipts, bills of lading and other documents of title, investment securities, and secured transactions; and providing for transition and 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, 94; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Austin	Hendrickson	Linderman	Royce
Backes	Hentges	Livingston	Rued
Backlin	Herman	Lodoen	Rundle
Berg	Hickle	Lundene	Scindler
Bridston	Hildebrand	McGauvran	Scofield
Christensen, H.	Hilleboe	Marsden	Solberg
Christensen, R.	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jenkins	Mertens	Streibel
Eagles	Johnson, H.	Metzger	Strinden
Erickson	Johnson, K.	Meyer	Thorsgard
Fleming	Kermott	Miedema	Timm
Freborg	Kingsbury	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Gackle	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gengler	Lang	Orange	Weber
Gronneberg	Langley	Peterson	Welder
Gunderson	Larson	Poyzer	Wilkie
Hartl	Laske	Rau	Winge
Haugland	Laughlin	Reimers	Winkjer
Hausauer, A.	Lee	Rice	Mr. Speaker
Hausauer, L.	Leibhan		

Those voting in the negative were:

Jaeger

Absent and not voting:

Atkinson	Dick	Hensrud	Rivinius
Bassingthwaite	Grubb	Raymond	

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4012. A concurrent resolution urging that public agencies and private individuals cooperate with the North Dakota Geological Survey by furnishing data from lignite test holes.

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. 4029. A Concurrent Resolution urging the Congress of the United States to assume full responsibility for funding and administering the Aid to Families with De-

pendent Children Program and the Medical Assistance Program on Federal Indian reservations.

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. 4038. A Concurrent Resolution requesting the State Auditor to make a study of the cash flow and investment practices and policies of the several county governments.

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 A HOUSE BILL

House Bill No. 1203. A Bill for an Act to amend and reenact section 36-15-21 of the North Dakota Century Code, and to repeal section 36-15-20 of the North Dakota Century Code, relating to brucellosis vaccination of calves.

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, 18; absent and not voting, 6.

Those voting in the affirmative were:

Backlin	Hendrickson	Lodoen	Raymond
Bassingthwaite	Hentges	Lundene	Reimers
Berg	Herman	McGauvran	Rice
Bridston	Hickle	Marsden	Rundle
Christensen, H.	Hilleboe	Martinson	Schindler
Christensen, R.	Jacob	Matheny	Scofield
Dornacker	Jacobson	Mertens	Solberg
Dotzenrod	Jaeger	Metzger	Stoltenow
Eagles	Jenkins	Meyer	Stone
Erickson	Johnson, H.	Miedema	Streibel
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Lang	Opedahl	Weber
Gengler	Langley	Orange	Welder
Gunderson	Larson	Peterson	Winge
Hartl	Laske	Poyzer	Winkjer
Hausauer, A.	Leibhan	Rau	Mr. Speaker
Hausauer, L.	Livingston		

Those voting in the negative were:

Austin	Haugland	Laughlin	Rued
Backes	Hildebrand	Lee	Strinden
Dick	Knudson	Linderman	Timm
Froeber	Kretschmar	Royse	Tinjum
Gronneberg	LaGrave		

Absent and not voting:

Atkinson	Hensrud	Thorsgard	Wilkie
Grubb	Rivinius		

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 2111. A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, changing the amount of weekly compensation for death claims.

Which has been read.

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emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Timm 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. 2099 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 6 of the engrossed bill place triple parentheses before and after the word "ten" and insert in lieu thereof the words "twenty-five"

On page 2, line 8 before the word "five" insert the word "twenty-" and also in line 8 place triple parentheses before and after the word "hundred"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 2196 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3 delete the word "individuals"

On page 1, line 4 delete the words "and fiduciaries" and insert in lieu thereof the following: "income received under the United States Civil Service Retirement Act, firemen's relief associations, and policemen's pension funds, and providing a limitation"

On page 1, line 14 after the word "Act" insert the following: "firemen's relief associations authorized by chapters 18-05 and 18-11, or policemen's pension funds authorized by chapter 40-45, provided, however, that the adjustment provided in this subdivision shall be reduced by any amount received pursuant to the Federal Social Security Act"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. A. Hausauer 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. 2212 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.

Senate Bill No. 2212 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2224 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2224 was indefinitely postponed.

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. Winkjer moved that the report be adopted.

Rep. H. Christensen moved a substitute motion that Senate Bill No. 2265 be placed on the calendar, which motion prevailed.

Senate Bill No. 2265 was placed on the calendar.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4010

Senate Concurrent Resolution No. 4072

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1134

House Bill No. 1135

House Bill No. 1459

House Bill No. 1502

House Bill No. 1513

House Bill No. 1520

House Concurrent Resolution No. 3016

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation 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 1, line 15 after the word "institutions" insert the following: "and homes for the aged and infirm licensed pursuant to section 50-18-01"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 2324 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Garnas moved that the report be adopted.

Rep. Rice moved a substitute motion that Senate Bill No. 2324 be placed on the calendar, which motion prevailed.

Senate Bill No. 2324 was placed on the calendar.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4024 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 Senate Concurrent Resolution No. 4033 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Kermott moved that the report be adopted.

Rep. Backes moved a substitute motion that Senate Concurrent Resolution No. 4033 be placed on the calendar.

Rep. Backes requested a recorded roll call vote on the substitute motion.

ROLL CALL

The question being on the substitute motion, the roll was called and there were ayes, 51; nays, 48; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Gengler	Laughlin	Royse
Austin	Gronneberg	Leibhan	Rued
Backes	Haugland	Linderman	Rundle
Bassingthwaite	Hausauer, A.	Livingston	Schindler
Bridston	Hendrickson	Lundene	Stone
Christensen, H.	Herman	McGauvran	Tinjum
Christensen, R.	Jacob	Matheny	Tweten
Dotzenrod	Jacobson	Mertens	Vander Vorst
Eagles	Johnson, H.	Meyer	Weber
Erickson	Kingsbury	Opedahl	Wilkie
Fleming	Kretschmar	Orange	Winge
Freborg	LaGrave	Poyzer	Winkjer
Froeber	Langley	Rau	

Those voting in the negative were:

Backlin	Hildebrand	Lodoen	Rice
Berg	Hilleboe	Marsden	Rivinius
Dick	Jaeger	Martinson	Scofield
Dornacker	Jenkins	Metzger	Stoltenow
Gackle	Johnson, K.	Miedema	Streibel
Ganser	Kermott	Murphy	Strinden
Grubb	Kloubec	Nermyr	Thorsgard
Gunderson	Knudson	Olin	Timm
Hartl	Lang	Olson	Wagner
Hausauer, L.	Larson	Peterson	Watkins
Hentges	Laske	Raymond	Welder
Hickle	Lee	Reimers	Mr. Speaker

Absent and not voting:

Garnas	Hensrud	Solberg
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The motion prevailed.

Senate Concurrent Resolution No. 4033 was placed on the calendar.

POINT OF PERSONAL PRIVILEGE

Rep. Rice moved that the following remarks of Rep. Reimers be printed in the Journal, which motion prevailed.

Rep. Reimers: "Mr. Speaker and Members of the Assembly:

"I rise on a point of personal privilege on this last question.

"I did not vote for this question because I don't support the rural electric people in their efforts to take care of the rural community. I voted against it because they put this in apparently for only one reason — on the last page in line six, 'BE IT FURTHER RESOLVED that the Legislative Assembly pledge its continued support of the rural electric and rural telephone programs.'

"We pledge our support, but one of the things that we seem to have missed over the years, and particularly in this effort, is when you give something to somebody long enough — for years and years and years — they now think when you take it away from them, you are taking away something they are entitled to, and so it is with the rural electric cooperatives and their 2% interest rate.

"Now the government would like to charge them 5%, and because somebody supports that effort, we are the bad guys. I don't think that is the case at all. I think the United States Government saw the need to take care of the rural areas with electric power and telephone, and they did that. They did it very well. I don't know

a single solitary soul in this Assembly who did not support that effort and still does now. If there is a reason why they should get something for nothing forever to help the program, I don't know what it is.

"I definitely dislike having these things placed before the Legislature for political reasons. These are good programs. I don't quarrel with them, but it bothers me to think that you can expect something forever simply because you have gotten it for twenty years.

"I apologize for taking so much time, but this thing doesn't seem necessary to be acted on by this Legislature."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4053 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 Appropriations to whom was referred House Bill No. 1535 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. 2014 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 Appropriations to whom was referred Senate Bill No. 2207 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Hartl moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2207 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2330 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. REIMERS, Chairman

Rep. Freborg moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2330 was indefinitely postponed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2334 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. 2357 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Olin 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. 2362 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Marsden 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. 2189 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Bassingthwaite moved that the report be adopted.

Rep. Reimers moved a substitute motion that Senate Bill No. 2189 be placed on the calendar, which motion failed on a division vote.

The question then was on the motion of Rep. Bassingthwaite to adopt the Committee Report on Senate Bill No. 2189, which motion prevailed.

Senate Bill No. 2189 was indefinitely postponed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2026 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3 of the re-engrossed bill, after the word "program" insert the words "and to provide for mill levy reductions in school districts having unlimited mill levies"

On page 2, line 28, of the re-engrossed bill, delete the word "forty" and insert the word "twenty"

On page 3, line 6, of the re-engrossed bill, delete the word "twenty" and insert the word "fifteen"

On page 3, line 24, of the re-engrossed bill, place beginning triple parentheses before the word "all" and place ending triple parentheses after the comma

On page 4, line 25, of the re-engrossed bill, after the period insert the following new sentence: "No high school district shall receive less for general school operating purposes in total state and local payments for any year of the 1973-75 biennium than such district received from combined state and local sources for general school operating purposes during the 1972-73 school year, unless such reduction is caused by a loss in enrollment, and the state payment shall be increased by such amount as may be necessary to ensure that each district receives such amount, however, a high school district shall be levying at least a fifty percent increase for its general fund to be eligible for these payments."

On page 4, line 35 of the re-engrossed bill, following the period insert the following, "Payments shall be made to the high school district in which the student is enrolled for graduation and units of approved vocational education in accordance with the provisions of chapter 15-20.1, and other courses approved by the Superintendent of Public Instruction, earned in another high school district shall be included to meet the minimum four required units. In the case of students enrolled in nonpublic schools for graduation, proportionate payments shall be made to the public school district in which such student is enrolled for specific courses."

On page 6, line 33, of the re-engrossed bill, delete the figures ".88" and insert the figure ".90"

On page 7, line 9, of the re-engrossed bill delete the figures ".92" and insert the figures ".90"

On page 11, line 1 of the re-engrossed bill, delete the words "It is the"

On page 11, delete lines 2 through 7 of the re-engrossed bill

On page 11, after line 7 of the re-engrossed bill insert the following new section:

"SECTION 9. **MILL LEVY REDUCTIONS IN SCHOOL DISTRICTS HAVING UNLIMITED LEVIES.**) Any school district hav-

ing increased mill levies pursuant to the authority of section 57-15-14 and the board of education of the city of Fargo shall reduce the mills levied for general fund purposes by not less than fifteen mills from the number of mills levied for taxable year 1972. This reduction shall be effective for the 1973-75 biennium."

And renumber the pages, lines, and sections accordingly.

And when so amended it be re-referred to the Committee on Appropriations.

REP. KNUDSON, Chairman

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Dornacker moved that the House reconsider its action by which the House did not concur on the Senate amendments to House Bill No. 1304, which motion prevailed.

Rep. Dornacker moved that the House do concur on the Senate amendments to House Bill No. 1304, and that House Bill No. 1304 be placed on the calendar, which motion prevailed.

Speaker Bunker then dismissed the Conference Committee previously appointed on House Bill No. 1304, consisting of Rep. Rice, Rep. Jacob and Rep. Laughlin.

Rep. Metzger moved that the House reconsider its action by which Senate Bill No. 2392 was lost, which motion prevailed on a division vote.

Rep. Dick moved that Senate Bill No. 2392 be laid over one legislative day, which motion prevailed.

Rep. Rundle moved that the House reconsider its action by which Senate Bill No. 2394 was lost, which motion was ruled out of order.

Rep. Martinson moved that the House reconsider its action by which Senate Bill No. 2394 was lost.

Rep. Winkjer moved the previous question, which motion prevailed.

The question was on the motion of Rep. Martinson that the House reconsider its action by which Senate Bill No. 2394 was lost, which motion failed.

POINT OF PERSONAL PRIVILEGE

Rep. Strinden:

"Mr. Speaker, Members of the Assembly:

"I rise on a point of personal privilege.

"I am sorry the motion to end debate was made and passed. I had my light on for quite some time to speak in support of the motion to reconsider the action by which Senate Bill No. 2394 was lost. When I spoke earlier about this matter, I mentioned that of the three bills that were presented to the Joint Committee after we passed our Reapportionment Plan, this one had the most merit. It did not in any way change the situation, whether by Republicans or Democrats. It did not in any way change the boundaries to protect incumbents, and in honesty with the Representatives from this area who wanted this matter before the Assembly, they are as much entitled to do this as the people who had their interest in Senate Bill No. 2392. It is very unfortunate that we ended the debate."

MOTIONS

Rep. Dick moved that Senate Bill No. 2392 be re-referred to the Joint Committee on Reapportionment.

Rep. Stoltenow moved a substitute motion, that Senate Bill No. 2392 be placed on the calendar for second reading and final passage, which motion prevailed on a division vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 2392. A Bill for an Act to amend and reenact subsections 17, 25, 26, 27, and 28 of section 1, and subsections 17, 25, 26, 27, and 28 of section 3, as contained in House Bill No. 1042, as approved by the forty-third legislative assembly, relating to state legislative apportionment.

Which has been read.

Rep. Backes moved that Senate Bill No. 2392 be re-referred to the Joint Committee on Reapportionment, which motion failed on a division vote.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 52; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rivinius
Austin	Hausauer, A.	Lodoen	Rued
Backlin	Hausauer, L.	Marsden	Schindler
Berg	Hentges	Matheny	Stoltenow
Christensen, H.	Herman	Metzger	Streibel
Dick	Hickle	Miedema	Strinden
Dornacker	Hildebrand	Nermyr	Thorsgard
Erickson	Jacob	Olson	Tweten
Freborg	Kingsbury	Peterson	Wagner
Gackle	LaGrave	Poyzer	Watkins
Ganser	Lang	Raymond	Welder
Gunderson	Larson	Reimers	

Those voting in the negative were:

Backes	Hendrickson	Leibhan	Rice
Bassingthwaite	Jacobson	Linderman	Royce
Bridston	Jaeger	Livingston	Rundle
Christensen, R.	Jenkins	Lundene	Scofield
Dotzenrod	Johnson, H.	McGauvran	Solberg
Eagles	Johnson, K.	Martinson	Stone
Fleming	Kermott	Mertens	Timm
Froeber	Kloubec	Meyer	Tinjum
Garnas	Knudson	Murphy	Vander Vorst
Gengler	Kretschmar	Olin	Wilkie
Gronneberg	Langley	Opedahl	Winge
Grubb	Laughlin	Orange	Winkjer
Hartl	Lee	Rau	Mr. Speaker

Absent and not voting:

Hensrud	Hilleboe	Weber
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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

FORTY-SIXTH DAY

Bismarck, March 6, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by two students from the State School for the Deaf in Devils Lake. Steve Michelson of Valley City read the prayer while Sandra Minks of Sentinel Butte presented it in sign language.

Roll was called, and all members were present except Reps. Hensrud and Weber.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 finds the same to be correct.

REP. GUNDERSON, Chairman

Rep. Tinjum moved that the report be adopted, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. H. Christensen has moved that the amendments to House Bill No. 1067 as recommended by the Conference Committee on House Bill No. 1067 as printed on page 1055 of the House Journal be adopted, which motion prevailed.

Rep. Garnas has moved that the amendments to House Bill No. 1536 as recommended by the Committee on Finance and Taxation as printed on page 1049 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Reimers moved that the House reconsider its action by which Senate Bill No. 2297 was lost, which motion prevailed.

Rep. Reimers moved that Senate Bill No. 2297 be re-referred to the Committee on Natural Resources, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2352. A Bill for an Act to create and enact section 40-58-20 of the North Dakota Century Code, relating to the computation, certification, and remittance of tax increments resulting from urban renewal for reimbursement of the cost of renewal and the interest and redemption premiums on obligations issued to pay such costs.

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, 29; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Hartl	Lee	Raymond
Austin	Haugland	Leibhan	Reimers
Backlin	Hausauer, A.	Linderman	Royce
Bassingthwaite	Hausauer, L.	Livingston	Rued
Berg	Hendrickson	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Jacob	Mertens	Stone
Christensen, R.	Jacobson	Metzger	Streibel
Dick	Jenkins	Miedema	Strinden
Dornacker	Kermott	Murphy	Timm
Dotzenrod	Kloubec	Olin	Tinjum
Eagles	Knudson	Olson	Tweten
Erickson	Kretschmar	Opedahl	Wagner
Fleming	LaGrave	Orange	Winge
Ganser	Lang	Peterson	Winkjer
Gengler	Larson	Rau	Mr. Speaker

Those voting in the negative were:

Freborg	Hilleboe	Marsden	Rundle
Froeber	Jaeger	Matheny	Solberg
Gackle	Johnson, H.	Meyer	Stoltenow
Garnas	Johnson, K.	Nermyr	Vander Vorst
Grubb	Kingsbury	Poyzer	Watkins
Gunderson	Langley	Rice	Welder
Hertges	Laughlin	Rivinius	Wilkie
Hickle			

Absent and not voting:

Backes	Hildebrand	McGauvran	Thorsgard
Gronneberg	Laske	Martinson	Weber
Hensrud			

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:
Senate Bill No. 2098
Which the House requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 2147.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1437
House Bill No. 1462
House Concurrent Resolution No. 3085
House Concurrent Resolution No. 3087
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1258
House Bill No. 1269
House Bill No. 1281
House Bill No. 1400
House Bill No. 1404
House Bill No. 1453
House Bill No. 1488
House Bill No. 1508
House Bill No. 1525
House Concurrent Resolution No. 3028
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1085
House Bill No. 1217
House Bill No. 1254
House Bill No. 1378
House Bill No. 1395
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1085

On page 1, line 14 of the engrossed bill, delete the beginning and ending triple parentheses around "or" and following "department" delete the underscored comma

On page 1, line 15 delete the words "or institution"

On page 1, line 16 delete "or of any county with the"

On page 1, line 17 delete "concurrence of that county's board of commissioners."

On page 1, line 21 delete the beginning and ending triple parenthesis around "and" and delete "institution, and county"

On page 2, line 12 after the period insert the following new sentence: "The secretary of state is further authorized to perform microfilm services for the state institutions and for any county, when they request such services, and the secretary of state agrees that the request is consistent with good records management practices."

On page 2, line 18 delete all the triple parentheses

On page 2, line 19 delete "or institution"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1217

On page 1, line 17 of the engrossed bill insert triple parentheses around the second word "one" and insert in lieu thereof "two"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1254

On page 7 line 24 of the engrossed bill delete the number "14" and insert in lieu thereof the number "16"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1378

On page 1, line 1 of the engrossed bill delete "amend and reenact" and insert in lieu thereof "repeal"

On page 1, line 9 after the first period delete the remainder of the line and insert in lieu thereof the following:

"REPEAL.) Section 19-05-12 of the North Dakota Century Code is hereby repealed."

On page 1 delete all of lines 10 through 24

On page 2 delete all of line 1

Renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1395

Page 1, line 1 delete "environmental"

Page 1, line 8 delete "ENVIRONMENTAL"

Page 1, line 13, after the word "shall" insert the following:
 ", if he deems that the scope of the project warrants such,"

Page 1, line 14 delete "environmental"

Page 2, line 2 delete "environmental"

Renumber the pages and lines accordingly.

SECOND READING OF SENATE BILLS

Senate Bill No. 2386. A Bill for an Act to amend and reenact section 35-05-01 of the North Dakota Century Code, relating to security interests in growing and unharvested crops.

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, 13; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hartl	Lang	Reimers
Austin	Haugland	Langley	Rice
Backes	Hausauer, A.	Larson	Rivinius
Backlin	Hausauer, L.	Laske	Royce
Berg	Hendrickson	Lee	Rued
Bridston	Hentges	Livingston	Scofield
Christensen, H.	Herman	Lodoen	Stoltenow
Christensen, R.	Hickle	Lundene	Stone
Dick	Hildebrand	Marsden	Streibel
Dornacker	Hilleboe	Martinson	Strinden
Dotzenrod	Jacob	Matheny	Thorsgard
Eagles	Jacobson	Mertens	Timm
Erickson	Jaeger	Metzger	Tinjum
Fleming	Jenkins	Meyer	Tweten
Freborg	Johnson, K.	Murphy	Vander Vorst
Froeber	Kermott	Olin	Wagner
Gackle	Kingsbury	Olson	Watkins
Ganser	Kloubec	Opedahl	Welder
Garnas	Knudson	Orange	Winge
Gengler	Kretschmar	Peterson	Winkjer
Grubb	LaGrave	Raymond	Mr. Speaker
Gunderson			

Those voting in the negative were:

Bassingthwaite	Leibhan	Poyzer	Schindler
Gronneberg	Linderman	Rau	Solberg
Johnson, H.	Nermyr	Rundle	Wilkie
Laughlin			

Absent and not voting:

Hensrud	McGauvran	Miedema	Weber
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So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4004. A Concurrent Resolution expressing support for the imposition of more appropriate sentences by the courts of this state for persons convicted of driving while intoxicated.

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. 4025. A Concurrent Resolution urging that officials at all levels of government who have responsibilities for the construction and maintenance of public roads, as well as private citizens that occupy lands abutting public roads, exert a concentrated effort to improve safety for the traveler.

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 urging the Aviation Subcommittee of the Commerce Committee of the United States Senate to give favorable consideration to Senate Bill No. 3460, which authorizes the United States Civil Aeronautics Board to contract for experimental commuter airline service to be provided to small communities in sparsely populated states, such as 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.

Senate Concurrent Resolution No. 4070. A Concurrent Resolution urging the Congress of the United States to further examine, study and review the Internal Revenue Code of the United States and as a matter of priority enact the necessary amendments and changes thereto inasmuch as continued progress on tax reform is of vital importance and an economic necessity for the well-being of the taxpayers of the United States.

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 HOUSE BILLS

House Bill No. 1243. A Bill for an Act to amend and reenact section 57-50-03 of the North Dakota Century Code, relating to claims for motor vehicle fuel tax refunds.

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, 11.

Those voting in the affirmative were:

Atkinson	Hartl	Lee	Rice
Austin	Haugland	Linderman	Royse
Backes	Hausauer, A.	Lodoen	Rued
Backlin	Hendrickson	Lundene	Rundle
Berg	Hentges	Marsden	Schindler
Bridston	Herman	Martinson	Scofield
Christensen, H.	Hickle	Matheny	Solberg
Christensen, R.	Hildebrand	Mertens	Stone
Dick	Jacobson	Metzger	Streibel
Dornacker	Jenkins	Meyer	Strinden
Dotzenrod	Johnson, H.	Miedema	Thorsgard
Eagles	Johnson, K.	Murphy	Timm
Erickson	Kermott	Nermyr	Tinjum
Fleming	Kingsbury	Olin	Tweten
Freborg	Kloubec	Olson	Vander Vorst
Froeber	Knudson	Opedahl	Wagner
Gackle	Kretschmar	Orange	Watkins
Ganser	LaGrave	Peterson	Wilkie
Garnas	Langley	Poyzer	Winge
Gronneberg	Larson	Rau	Winkjer
Grubb	Laske	Raymond	Mr. Speaker
Gunderson	Laughlin	Reimers	

Those voting in the negative were:

Bassingthwaite	Jaeger	Lang	Stoltenow
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Absent and not voting:

Gengler	Hilleboe	Livingston	Weber
Hausauer, L.	Jacob	McGauvran	Welder
Hensrud	Leibhan	Rivinius	

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 2089. A Bill for an Act to amend and reenact section 34-14-08 of the North Dakota Century Code, relating to assignments of wage claims to the commissioner of labor.

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, 10.

Those voting in the affirmative were:

Atkinson	Gunderson	Laske	Rice
Austin	Hartl	Laughlin	Rivinius
Backes	Haugland	Leibhan	Royse
Backlin	Hausauer, A.	Linderman	Rued
Bassingthwaite	Hendrickson	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	Marsden	Solberg
Christensen, R.	Hildebrand	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dornacker	Jaeger	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Poyzer	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Grubb	Larson	Reimers	Mr. Speaker

Absent and not voting:

Hausauer, L.	Jacob	Olson	Weber
Hensrud	Lee	Peterson	Welder
Hilleboe	McGauvran		

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1078. A Bill for an Act to create and enact section 16-16-17.1 of the North Dakota Century Code, relating to allowing former North Dakota residents to vote in 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, 87; nays, 6; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Leibhan	Royce
Backes	Hendrickson	Linderman	Rued
Backlin	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dornacker	Jenkins	Mertens	Streibel
Dotzenrod	Johnson, H.	Metzger	Strinden
Eagles	Johnson, K.	Meyer	Thorsgard
Erickson	Kermott	Miedema	Timm
Fleming	Kingsbury	Nermyr	Tinjum
Froeber	Kloubec	Olin	Tweten
Ganser	Knudson	Opedahl	Vander Vorst
Garnas	Kretschmar	Orange	Wagner
Gengler	LaGrave	Poyzer	Watkins
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker
Hartl	Laske	Rice	

Those voting in the negative were:

Bassingthwaite	Gackle	Murphy	Wilkie
Freborg	Jaeger		

Absent and not voting:

Hausauer, L.	Lee	Olson	Weber
Hensrud	McGauvran	Peterson	Welder
Hilleboe			

So the bill passed and the title was agreed to.

House Bill No. 1098. A Bill for an Act to create and enact sections 44-08-04.1 and 44-08-04.2 of the North Dakota Century Code, relating to per diem allowance for long term travel status and to travel advances; to amend and reenact sections 44-08-04 and 44-08-05 of the North Dakota Century Code, relating to expenses and allowances for state officials and employees while performing duties away from their normal working and living residence; providing a penalty; 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, 91; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Rivinius
Austin	Haugland	Leibhan	Royce
Backes	Hausauer, A.	Linderman	Rued

Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scotfield
Christensen, H.	Hickle	Marsden	Solberg
Christensen, R.	Hildebrand	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Poyzer	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Grubb	Larson	Reimers	Mr. Speaker
Gunderson	Laske	Rice	

Absent and not voting:

Berg	Hilleboe	McGauvran	Weber
Hausauer, L.	Johnson, K.	Olson	Weider
Hensrud	Lee	Peterson	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 1151. A Bill for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, relating to dispensing of alcoholic beverages on election days, 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, 76; nays, 14; absent and not voting, 12.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson	Rice
Austin	Hendrickson	Laughlin	Rivinius
Backes	Hentges	Linderman	Royse
Backlin	Herman	Lodoen	Rundle
Bassingthwaite	Hickle	Lundene	Schindler
Bridston	Hildebrand	Marsden	Scotfield
Christensen, R.	Jacob	Martinson	Solberg
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Wilkie
Gengler	LaGrave	Rau	Winge
Gronneberg	Lang	Raymond	Winkjer
Hartl	Langley	Reimers	Mr. Speaker

Those voting in the negative were:

Christensen, H.	Haugland	Meyer	Stoltenow
Freborg	Laske	Poyzer	Thorsgard
Grubb	Leibhan	Rued	Vander Vorst
Gunderson	Livingston		

Absent and not voting:

Berg	Hensrud	Lee	Peterson
Dick	Hilleboe	McGauvran	Weber

Hausauer, L. Johnson, K. Olson Welder

So the bill passed and the title was agreed to.

House Bill No. 1405. A Bill for an Act to create and enact subsection 5 and to amend and reenact subsections 2, 3, and 4 of section 14-03-17 of the North Dakota Century Code, making it mandatory that the county judge cause a copy of the application for marriage license be filed in a prior divorce action where the applicant is under court decree to provide child support or alimony combined with child support, requiring the county judge to secure from the applicants an acknowledgement of any provision for child support or alimony combined with child support contained in a prior divorce decree or judgment, and requiring an affidavit from the clerk of the district court to whom support payments are directed showing that there are no arrears in payment or, in lieu thereof, a waiver of the requirement for such affidavit signed by the district court ordering such child support or alimony combined with child support.

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, 8.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Leibhan	Rice
Backes	Hendrickson	Linderman	Rivinius
Backlin	Hentges	Livingston	Royse
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Schindler
Christensen, H.	Hildebrand	Marsden	Scofield
Christensen, R.	Hilleboe	Martinson	Solberg
Dornacker	Jacob	Matheny	Stoltenow
Dotzenrod	Jacobson	Mertens	Stone
Eagles	Jaeger	Meyer	Streibel
Erickson	Johnson, H.	Miedema	Strinden
Fleming	Kermott	Murphy	Thorsgard
Freborg	Kingsbury	Nermyr	Timm
Froeber	Kloubec	Olin	Tinjum
Gackle	Knudson	Olson	Tweten
Ganser	Kretschmar	Opedahl	Vander Vorst
Garnas	LaGrave	Orange	Wagner
Gengler	Lang	Peterson	Watkins
Gronneberg	Langley	Poyzer	Wilkie
Grubb	Larson	Rau	Winge
Gunderson	Laske	Raymond	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Jenkins	Rued	Winkjer
Hartil	Metzger		

Absent and not voting:

Dick	Hensrud	Lee	Weber
Hausauer, L.	Johnson, K.	McGauvran	Welder

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3083. A Concurrent Resolution urging the President and the Congress of the United States to continue the school lunch program and the special milk program.

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. Berg moved that the House do concur on the Senate amendments to House Bill No. 1141, and that House Bill No. 1141 be placed on the calendar, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Reps. Streibel and Strinden for the introduction of a bill, which request has been approved.

REP. STREIBEL, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Council Resolutions met jointly with a like Senate Committee and the joint committees will recommend the following Concurrent Resolutions:

1. House Concurrent Resolution No. 3003, providing for a continuing study of the Uniform Probate Code.
2. House Concurrent Resolution No. 3006, providing for a continuing study in revision of the criminal laws of the State as a followup to the passage of Senate Bill No. 2045.
3. House Concurrent Resolution No. 3035, dealing with a study of where interest earned on dedicated public funds is deposited.
4. House Concurrent Resolution No. 3043, dealing with a study and review of the State Communications System.
5. House Concurrent Resolution No. 3051, calling for a study of creation of a municipal bond purchase fund in the Bank of North Dakota.
6. House Concurrent Resolution No. 3063, calling for a study of vocational education, which study would be carried out in conjunction with the studies called for by Senate Concurrent Resolution No. 4064 and Senate Concurrent Resolution No. 4048.
7. House Concurrent Resolution No. 3074, calling for a study of state administration of the Occupational Safety and Health Act, which study would be made in conjunction with Senate Concurrent Resolution No. 4023, calling for a study of the Workmen's Compensation Bureau.
8. House Concurrent Resolution No. 3089, directing a study of the care and education of deaf-blind children in North Dakota.
9. Senate Concurrent Resolution No. 4005, calling for a study of land use planning and zoning at the state, regional, and local levels.
10. Senate Concurrent Resolution No. 4006, directing a study concerning public and private power transmission lines, which study would be made in conjunction with Senate Concurrent Resolution No. 4005.
11. Senate Concurrent Resolution No. 4021, calling for a study of the Extension Division and the Experiment Stations of North Dakota State University.
12. Senate Concurrent Resolution No. 4023, directing a study of the Workmen's Compensation Bureau and laws relating to it.
13. Senate Concurrent Resolution No. 4030, directing a study of regulation of clay, sand, and gravel pit operations, which study would be carried on in conjunction with the study called for under Senate Concurrent Resolution No. 4005.

14. Senate Concurrent Resolution No. 4035, dealing with a study of legislation necessary to comply with the Federal Environmental Pesticide Control Act of 1972.
15. Senate Concurrent Resolution No. 4037, calling for a continuing study and monitoring of the financing of elementary and secondary schools.
16. Senate Concurrent Resolution No. 4039, dealing with a study of assessment practices and procedures and with the utility of sales, marketing, productivity, and other studies related to the valuation of property.
17. Senate Concurrent Resolution No. 4046, directing a study of the possibilities for interstate cooperation with South Dakota.
18. Senate Concurrent Resolution No. 4048, calling for a study of cooperative educational programs between school districts, and the feasibility of providing incentive payments to school districts which send students to other districts for vocational education, which study will be done in conjunction with Senate Concurrent Resolution No. 4064 and House Concurrent Resolution No. 3063.
19. Senate Concurrent Resolution No. 4055, directing a study of the procedures and practices used in administrative hearings held by the several state agencies.
20. Senate Concurrent Resolution No. 4064, calling for a broad study of the funding of vocational and special education and the impact of state aid to junior colleges.
21. Senate Concurrent Resolution No. 4065, calling for a study to determine the adequacy of present environmental laws, which study would be done in conjunction with Senate Concurrent Resolution No. 4005, Senate Concurrent Resolution No. 4006, and Senate Concurrent Resolution No. 4030.

Therefore, Mr. Speaker, your Committee on Legislative Council Resolutions has had the following under consideration:

House Concurrent Resolution No. 3003
 House Concurrent Resolution No. 3006
 House Concurrent Resolution No. 3035
 House Concurrent Resolution No. 3043
 House Concurrent Resolution No. 3051
 House Concurrent Resolution No. 3063
 House Concurrent Resolution No. 3074
 House Concurrent Resolution No. 3089

And recommends the same do pass.

REP. JENKINS, Chairman

Rep. Jenkins moved that the Report be adopted.

FIRST READING OF HOUSE BILLS

Reps. Streibel and Strinden through the Committee on Delayed Bills introduced:

House Bill No. 1537. A Bill for an Act to provide for an income tax credit or refund for sales taxes paid on food; and to repeal 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 on certain food products.

Was read the first time and referred to the Committee on Finance and Taxation.

FIRST READING OF RESOLUTIONS

Senate Concurrent Resolution No. 4010. A Concurrent Resolution for a constitutional amendment requiring all meetings of governmental bodies to be open to the public, unless otherwise provided by law, and for the amendment of section 50 of the Constitution of the State of North Dakota, relating to open meetings of the legislative assembly and its committees, and providing an effective date.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Concurrent Resolution No. 4072. A Concurrent Resolution urging the Congress to ensure reinstatement of all subsidized and interest credit Farmers Home Administration and the reinstatement of Housing and Urban Development Programs for the elderly and low-to-moderate income citizens of rural America.

Which was read the first time and referred to the Committee on Finance and Taxation.

Rep. Kingsbury moved that the House reconsider its action by which Senate Bill No. 2356 was lost, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2356. A Bill for an Act to amend and reenact sections 6-03-13.1, 6-03-13.2 and 6-03-13.3 of the North Dakota Century Code, relating to drive-in facilities of banks, their locations, and providing for the approval, in certain instances, of the controller of the currency.

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, 18; absent and not voting, 11.

Those voting in the affirmative were:

Backes	Hausauer, A.	Laske	Raymond
Backlin	Hendrickson	Livingston	Reimers
Berg	Hentges	Lodoen	Rice
Bridston	Herman	Lundene	Rivinius
Christensen, R.	Hickle	Marsden	Royse
Dick	Hildebrand	Martinson	Schindler
Dotzenrod	Hilleboe	Matheny	Stoltenow
Eagles	Jacob	Mertens	Stone
Erickson	Jacobson	Metzger	Streibel
Fleming	Jenkins	Meyer	Strinden
Freborg	Johnson, H.	Murphy	Thorsgard
Froeber	Kermott	Nermyr	Timm
Gackle	Kingsbury	Olin	Tinjum
Ganser	Kloubec	Olson	Twetten
Garnas	Kretschmar	Opedahl	Wagner
Gengler	LaGrave	Orange	Watkins
Grubb	Lang	Peterson	Winkjer
Hartl	Larson	Poyzer	Mr. Speaker
Haugland			

Those voting in the negative were:

Austin	Jaeger	Leibhan	Rundle
Bassingthwaite	Johnson, K.	Linderman	Scofield
Christensen, H.	Knudson	Rau	Solberg
Gronneberg	Langley	Rued	Wilkie
Gunderson	Laughlin		

Absent and not voting:

Atkinson	Hensrud	Miedema	Welder
Dornacker	Lee	Vander Vorst	Winge
Hausauer, L.	McGauvran	Weber	

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following:

Which the House has passed unchanged.

Senate Bill No. 2029

Senate Bill No. 2384

Senate Bill No. 2391

Senate Bill No. 2415
 Senate Concurrent Resolution No. 4012
 Senate Concurrent Resolution No. 4029
 Senate Concurrent Resolution No. 4038

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2046
 Senate Bill No. 2081
 Senate Bill No. 2090
 Senate Bill No. 2091
 Senate Bill No. 2363
 Senate Bill No. 2419

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2159
 Senate Bill No. 2193
 Senate Bill No. 2313

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2394

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 1028
 House Bill No. 1430

ROY GILBREATH, Chief Clerk

House Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2030

On which the Senate has adopted the Conference Committee report.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following Senate Bill No. 2030, on which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2109
 Senate Bill No. 2178
 Senate Bill No. 2180
 Senate Bill No. 2190
 Senate Bill No. 2197
 Senate Bill No. 2368

refused to concur in the House amendment to:

Senate Bill No. 2219

Senate Bill No. 2286
Senate Concurrent Resolution No. 4008

and the President has appointed as a conference committee to act with a like committee from the House,

On Senate Bill No. 2219
Senator Freed
Senator Jones
Senator Barth

On Senate Bill No. 2286
Senator Ringsak
Senator Freed
Senator Iszler

On Senate Concurrent Resolution No. 4008
Senator Roen
Senator Jacobson
Senator Lee

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4005
Senate Concurrent Resolution No. 4006
Senate Concurrent Resolution No. 4021
Senate Concurrent Resolution No. 4023
Senate Concurrent Resolution No. 4030
Senate Concurrent Resolution No. 4035
Senate Concurrent Resolution No. 4039
Senate Concurrent Resolution No. 4048
Senate Concurrent Resolution No. 4064
Senate Concurrent Resolution No. 4065

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2130
Senate Bill No. 2144
Senate Bill No. 2155
Senate Bill No. 2158
Senate Bill No. 2182
Senate Bill No. 2231
Senate Bill No. 2232
Senate Bill No. 2235
Senate Bill No. 2241
Senate Bill No. 2246
Senate Bill No. 2255
Senate Bill No. 2277
Senate Bill No. 2280
Senate Bill No. 2291
Senate Bill No. 2322
Senate Bill No. 2336
Senate Bill No. 2382
Senate Bill No. 2387
Senate Bill No. 2414

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:00 p.m., Wednesday, March 7, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SIXTH DAY AFTER RECESS AND
FORTY-SEVENTH DAY

Bismarck, March 7, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2130
Senate Bill No. 2144
Senate Bill No. 2155
Senate Bill No. 2158
Senate Bill No. 2182
Senate Bill No. 2231
Senate Bill No. 2232
Senate Bill No. 2235
Senate Bill No. 2241
Senate Bill No. 2246
Senate Bill No. 2255
Senate Bill No. 2277
Senate Bill No. 2280
Senate Bill No. 2291
Senate Bill No. 2322
Senate Bill No. 2336
Senate Bill No. 2382
Senate Bill No. 2387
Senate Bill No. 2414

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2130
Senate Bill No. 2144
Senate Bill No. 2155
Senate Bill No. 2158
Senate Bill No. 2182
Senate Bill No. 2231
Senate Bill No. 2232
Senate Bill No. 2235
Senate Bill No. 2241
Senate Bill No. 2246
Senate Bill No. 2255
Senate Bill No. 2277
Senate Bill No. 2280
Senate Bill No. 2291
Senate Bill No. 2322
Senate Bill No. 2336
Senate Bill No. 2382

Senate Bill No. 2387

Senate Bill No. 2414

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1534. A Bill for an Act to amend and reenact sections 39-20-04, 39-20-05, and 39-20-06 of the North Dakota Century Code, relating to the procedures applicable to the revocation of a driver's license under the implied consent provisions of the chemical test law, 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, 12.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Livingston	Royse
Austin	Hausauer, L.	Lodoen	Rued
Backes	Hendrickson	Lundene	Rundle
Backlin	Hensrud	Marsden	Schindler
Bassingthwaite	Herman	Martinson	Scofield
Berg	Hickle	Matheny	Solberg
Bridston	Hildebrand	Mertens	Stoltenow
Christensen, R.	Jacob	Metzger	Stone
Dick	Jacobson	Meyer	Streibel
Dotzenrod	Jaeger	Miedema	Strinden
Eagles	Jenkins	Murphy	Thorsgard
Erickson	Johnson, H.	Nermyr	Timm
Fleming	Johnson, K.	Olin	Tinjum
Freborg	Kermott	Olson	Vander Vorst
Froeber	Kingsbury	Opedahl	Wagner
Gackle	Knudson	Orange	Watkins
Ganser	Kretschmar	Peterson	Weber
Garnas	Lang	Poyzer	Welder
Gengler	Langley	Rau	Wilkie
Gronneberg	Larson	Reimers	Winge
Gunderson	Laughlin	Rice	Winkjer
Hartl	Lee	Rivinius	Mr. Speaker
Haugland	Linderman		

Absent and not voting:

Christensen, H.	Hentges	LaGrave	McGauvran
Dornacker	Hilleboe	Laske	Raymond
Grubb	Kloubec	Leibhan	Tweten

So the bill passed and the title was agreed to and the emergency clause was declared carried.

SIXTH ORDER OF BUSINESS

Rep. Erickson has moved that the amendments to Senate Bill No. 2026 as recommended by the Committee on Education as printed on pages 1069 and 1070 of the House Journal be adopted.

Rep. Streibel requested that the following remarks be printed in the Journal:

Rep. Streibel:

"Allow me to set the record straight and I ask that this portion of my remarks be entered in the Journal. On February 28th, Senator Litten criticized me and I quote, 'It is interesting to note that Rep. Streibel, at a Republican meeting held in Bismarck last year, told the candidates they could run on a platform of property tax relief.'

"It is also noteworthy that he participated in many of the committee deliberations and, as Chairman of the Legislative Council,

enthusiastically endorsed the concept of the Senate plan at the Council meeting last November at Camp Grafton.' Unquote.

"My speech note files contain no mention, I repeat no reference whatsoever, with regard to property tax relief. I did give the legislative candidates the assurance that they could run on the plank of no new taxes and in all probability if revenue projections held and our economy remained healthy we could perhaps be in a position to offer tax relief. I did not specify the area of relief. It is amusing to note that Senator Litten wasn't even present to hear my talk, yet he can quote from it.

"Now let's review my so-called enthusiastic support of Senate Bill No. 2026 at Camp Grafton, and I repeat from Senator Litten, quote, 'It is also noteworthy that he participated in many of the committee deliberations and, as Chairman of the Legislative Council, enthusiastically endorsed the concept of the Senate plan at the Council meeting last November at Camp Grafton.'

"Here is a quote I gave in an interview by Fraser Sorlie of the Bismarck Tribune datelined Camp Grafton, November 14, 1972, and I quote from it. 'Rest assured,' Streibel told the Council, 'that if this bill passes the Legislature, it won't be the same bill.' I will now read from another interview by Phil Mathews, datelined Camp Grafton, November 14, 1972, and I quote from it. 'Council Chairman Bryce Streibel said the new school aid plan was in the formulative stages and likely would be changed considerably before enacted.' Unquote.

"Members of this Assembly, is there one of you that construes this to be an enthusiastic endorsement? If there is would you please rise and give that indication to this body. Is there one of you? Senator Litten's remarks and so-called quotes are despicable and do not lend anything to the legislative process."

Rep. A. Hausauer suggested that the question of the adoption of the amendments to Senate Bill No. 2026 be divided.

Rep. Strinden suggested that the question be divided on Senate Bill No. 2026 as follows:

A.

On page 1, line 3 of the re-engrossed bill, after the word "program" insert the words "and to provide for mill levy reductions in school districts having unlimited mill levies"

On page 11, line 1 of the re-engrossed bill, delete the words "It is the"

On page 11, delete lines 2 through 7 of the re-engrossed bill

On page 11, after line 7 of the re-engrossed bill insert the following new section:

"SECTION 9. MILL LEVY REDUCTIONS IN SCHOOL DISTRICTS HAVING UNLIMITED LEVIES.) Any school district having increased mill levies pursuant to the authority of section 57-15-14 and the board of education of the city of Fargo shall reduce the mills levied for general fund purposes by not less than fifteen mills from the number of mills levied for taxable year 1972. This reduction shall be effective for the 1973-75 biennium."

B.

On page 2, line 28, of the re-engrossed bill, delete the word "forty" and insert the word "twenty"

On page 3, line 6, of the re-engrossed bill, delete the word "twenty" and insert the word "fifteen"

C.

On page 3, line 24, of the re-engrossed bill, place beginning triple parentheses before the word "all" and place ending triple parentheses after the comma

D.

On page 4, line 25, of the re-engrossed bill, after the period insert the following new sentence: "No high school district shall receive less for general school operating purposes in total state and local payments for any year of the 1973-75 biennium than such district received from combined state and local sources for general school operating purposes during the 1972-73 school year, unless such reduction is caused by a loss in enrollment, and the state payment shall be increased by such amount as may be necessary to ensure that each district receives such amount, however, a high school district shall be levying at least a fifty percent increase for its general fund to be eligible for these payments."

E.

On page 4, line 35 of the re-engrossed bill, following the period insert the following, "Payments shall be made to the high school district in which the student is enrolled for graduation and units of approved vocational education in accordance with the provisions of chapter 15-20.1, and other courses approved by the Superintendent of Public Instruction, earned in another high school district shall be included to meet the minimum four required units. In the case of students enrolled in nonpublic schools for graduation, proportionate payments shall be made to the public school district in which such student is enrolled for specific courses."

F.

On page 6, line 33, of the re-engrossed bill, delete the figures ".88" and insert the figure ".90"

On page 7, line 9, of the re-engrossed bill delete the figures ".92" and insert the figures ".90"

Rep. Rice requested that the question of the adoption of the amendments to Senate Bill No. 2026 be divided as suggested by Rep. Strinden.

The question was then divided as follows:

A.

On page 1, line 3 of the re-engrossed bill, after the word "program" insert the words "and to provide for mill levy reductions in school districts having unlimited mill levies"

On page 11, line 1 of the re-engrossed bill, delete the words "It is the"

On page 11, delete lines 2 through 7 of the re-engrossed bill

On page 11, after line 7 of the re-engrossed bill insert the following new section:

"SECTION 9. MILL LEVY REDUCTIONS IN SCHOOL DISTRICTS HAVING UNLIMITED LEVIES.) Any school district having increased mill levies pursuant to the authority of section 57-15-14 and the board of education of the city of Fargo shall reduce the mills levied for general fund purposes by not less than fifteen mills from the number of mills levied for taxable year 1972. This reduction shall be effective for the 1973-75 biennium."

Section A was adopted on a voice vote.

B.

On page 2, line 28, of the re-engrossed bill, delete the word "forty" and insert the word "twenty"

On page 3, line 6, of the re-engrossed bill, delete the word "twenty" and insert the word "fifteen"

Section B failed on a division vote.

Rep. Kingsbury moved that the House reconsider its action by which Section A of the amendments to Senate Bill No. 2026 was adopted, which motion prevailed.

Section A of the amendments to Senate Bill No. 2026 was adopted on a division vote.

C.

On page 3, line 24, of the re-engrossed bill, place beginning triple parentheses before the word "all" and place ending triple parentheses after the comma

Section C was adopted on a division vote.

D.

On page 4, line 25, of the re-engrossed bill, after the period insert the following new sentence: "No high school district shall receive less for general school operating purposes in total state and local payments for any year of the 1973-75 biennium than such district received from combined state and local sources for general school operating purposes during the 1972-73 school year, unless such reduction is caused by a loss in enrollment, and the state payment shall be increased by such amount as may be necessary to ensure that each district receives such amount, however, a high school district shall be levying at least a fifty percent increase for its general fund to be eligible for these payments."

Section D was adopted on a division vote.

E.

On page 4, line 35 of the re-engrossed bill, following the period insert the following, "Payments shall be made to the high school district in which the student is enrolled for graduation and units of approved vocational education in accordance with the provisions of chapter 15-20.1, and other courses approved by the Superintendent of Public Instruction, earned in another high school district shall be included to meet the minimum four required units. In the case of students enrolled in nonpublic schools for graduation, proportionate payments shall be made to the public school district in which such student is enrolled for specific courses."

Section E was adopted on a division vote.

F.

On page 6, line 33, of the re-engrossed bill, delete the figures ".88" and insert the figure ".90"

On page 7, line 9, of the re-engrossed bill delete the figures ".92" and insert the figures ".90"

Section F was adopted on a division vote.

The amendments to Senate Bill No. 2026, excluding Section B which lost, were adopted on a voice vote.

Senate Bill No. 2026 was re-referred to the Committee on Appropriations.

SIXTH ORDER OF BUSINESS

Rep. Timm has moved that the amendments to Senate Bill No. 2075 as recommended by the Committee on Industry, Business and Labor as printed on pages 1064 and 1065 of the House Journal be adopted, which motion prevailed.

Rep. Garnas has moved that the amendments to Senate Bill No. 2099 as recommended by the Committee on Finance and Taxation as printed on page 1065 of the House Journal be adopted, which motion prevailed.

Rep. A. Hausauer has moved that the amendments to Senate Bill No. 2196 as recommended by the Committee on Finance and Taxation as printed on page 1065 of the House Journal be adopted, which motion prevailed.

Rep. Garnas has moved that the amendments to Senate Bill No. 2269 as recommended by the Committee on Finance and Taxation as printed on page 1066 of the House Journal be adopted, which motion prevailed.

RECOGNITION

Speaker Bunker 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.

MOTION

Rep. Rivinius moved that the House reconsider its action by which Senate Bill No. 2189 was indefinitely postponed by the adoption of the Committee Report on Senate Bill No. 2189, which motion prevailed.

Rep. Rivinius moved that Senate Bill No. 2189 be re-referred to the Committee on State and Federal Government which motion prevailed.

REPORTS OF STANDING COMMITTEES ON APPROPRIATIONS

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 17, delete the numerals "111,949" and insert in lieu thereof the numerals "123,949"

On page 2, line 19, delete the numerals "36,000" and insert in lieu thereof the numerals "40,000"

On page 2, line 23, delete the numerals "156,949" and insert in lieu thereof the numerals "168,949"

On page 2, line 24, delete the numerals "803,100" and insert in lieu thereof the numerals "815,100"

On page 2, line 26, delete the numerals "1,210,193" and insert in lieu thereof the numerals "1,219,193"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of the committee to pay salaries commensurate with the responsibilities of the commissioner and his assistant, and to provide for additional part-time summer help.

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. 2013 has had the same under consideration and recommends that the same be amended as follows:

On page 2, after line 33, insert the following:

"SECTION 4. LEGISLATIVE COUNCIL STUDY OF OPERATION AND MANAGEMENT, APPROPRIATION.) There is hereby appropriated from the undivided profit and surplus of the state mill and elevator, or such other account as may be designated by the manager of the state mill and elevator, the sum of \$30,000.00, or so much thereof as may be necessary, to the legislative council for the purpose of a study through its committee on budget of the operations, management, accounting systems, and programs of the state mill and elevator. Such funds shall be transferred to the state treasury and credited to the appropriation of the legislative council at such time as may be requested by the chairman of the council. The legislative council shall procure an experienced and well-qualified independent management services firm for the technical and professional assistance necessary to properly and productively carry out the provisions of this Act, and the state mill and elevator shall provide such aid, information, and assistance as the council, or a committee thereof, may request."

And renumber the lines accordingly.

And when so amended recommends 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 re-

ferred Senate Bill No. 2033 has had the same under consideration and recommends that the same be amended as follows:

On page 7, line 25 of the engrossed bill after the word "**Overtime**" insert the words "**and double**"

On page 7, line 26 after the word "**plates**" delete the following: "**, or improper**"

On page 7 delete line 27

On page 7, line 30 after the word "**on**" insert the word "**open**" and also after the word "**highway**" insert the following: "**in violation of section 39-10-47**"

On page 7, delete lines 32 and 33

On page 7, line 34 delete the numeral "**8**" and insert in lieu thereof the numeral "**7**" and also after the word "**unattended**" insert the words "**on an open highway**"

On page 7, line 35 delete the numeral "**9**" and insert in lieu thereof the numeral "**8**"

On page 8, delete all of lines 3 through 14 and insert in lieu thereof the following:

- | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| "(9) Knowingly operating without required reflectors or clearance lamps | 2 points |
| (10) Knowingly operating with improperly mounted reflectors or clearance lamps | 1 point |
| (11) Knowingly operating with improper reflectors, clearance lamps, or marker lamps | 1 point |
| (12) Knowingly having improper lighting on a vehicle parked on an open highway at night | 2 points |
| (13) A violation of section 39-09-02, or equivalent ordinance, where the charge is speeding from ten to fifteen miles per hour in excess of the lawful speed limit | 3 points |

On page 8, line 15 delete the numeral "**17**" and insert in lieu thereof the numeral "**14**"

On page 8, line 17 delete the numeral "**18**" and insert in lieu thereof the numeral "**15**"

On page 8, line 20 delete the numeral "**19**" and insert in lieu thereof the numeral "**16**"

On page 8, line 23 delete the numeral "**20**" and insert in lieu thereof the numeral "**17**"

On page 8, line 26 delete the numeral "**21**" and insert in lieu thereof the numeral "**18**"

On page 9, delete all of lines 11 through 13

On page 9, line 14, delete the numeral "**5**" and insert in lieu thereof the numeral "**4**"

On page 9, line 18 delete the numeral "**6**" and insert in lieu thereof the numeral "**5**"

On page 10, line 2 delete the words "**four points**" and insert in lieu thereof the words "**one point**" and also in the same line delete the word "**twelve-month**" and insert in lieu thereof the word "**three-month**"

On page 10, line 3 after the word "**record**" insert the following: "**for a moving violation or a violation listed in paragraphs 13 through 18 of subdivision a of subsection 3 of section 10 of this Act**"

On page 10, line 4 delete the word "**twelve-month**" and insert in lieu thereof the word "**three-month**"

On page 14, line 19 delete the beginning triple parentheses before the word "**No**"

On page 14, line 20 delete the ending triple parentheses after the period

On page 20, line 27 insert triple parentheses before and after the word "is" and also before the word "in" insert the following: "he knows to be"

On page 20, line 28 after the word "which" insert the following: "he knows"

On page 20, line 30 after the word "which" insert the following: "he knows"

On page 21, line 2 after the word "which" insert the following: "he knows"

And renumber the lines and pages 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 Agriculture to whom was referred Senate Bill No. 2051 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1 of the engrossed bill delete everything after the word "Act"

On page 1, line 2 delete all of the line

On page 1, line 3 delete everything after the semicolon

On page 2, delete lines 29 through 35

On page 3 delete lines 1 through 27

On page 5, line 31 delete the word "prescribed" and insert in lieu thereof the word "prescribe"

On page 8, line 13 delete the word "cause" and insert in lieu thereof the word "caused"

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Backlin 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. 2116 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1 of the engrossed bill, after the words "A BILL" delete the remaining words, lines, sections, and pages, and insert in lieu thereof the following: "for an Act to establish a state personnel system based on merit; and providing an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. PURPOSE OF CHAPTER.) The general purpose of this chapter is to establish for the state a system of personnel administration that meets the requirements of the federal government merit principles and scientific methods, governing the appointment, promotion, transfer, layoff, removal, and discipline of its officers and employees, and other incidents of state employment. Except as otherwise provided in this chapter, all appointments and promotions to positions in the state service shall be made on the basis of merit and fitness, to be ascertained by examinations.

SECTION 2. DEFINITIONS.) As used in this chapter, unless the context clearly requires otherwise:

1. "Appointing authority" means department and agency heads having power to make appointments to positions in the state service.

2. "Class" or "class of positions" means a group of positions in the state classified service sufficiently alike in duties, authority, and responsibilities that the same qualifications may reasonably be required for, and the same schedule of pay can be equitably applied to, all positions in the group.
3. "Board" means the public employee relations board.
4. "Department" means the personnel department referred to in this chapter.
5. "Administrator" means the administrator of the personnel department.
6. "Division of the service" means a state department or any division or branch thereof, any agency of the state government, or any branch of the state service, all the positions in which are under the same appointing authority.
7. "Eligible" means a person whose name is on a list.
8. "Employment list" means a list of persons who have been found qualified by an entrance test for appointment to a position in a particular class.
9. "Entrance test" means a test for positions in a particular class, admission to which is not limited to persons employed in the state service.
10. "List" means an employment list, or promotion list.
11. "Promotion list" means a list of persons who have been found qualified by a promotional test for appointment to a position in a particular class.
12. "Promotion test" means a test for positions in a particular class, admission to which is limited to employees in the classified service who have held a position in another class for a period of not less than six months.
13. "Regular employee" means an employee who has been appointed to a position in the classified service in accordance with this chapter after completing his trial service period.
14. "State service" means all offices and positions in the employ of the state other than those of commissioned, warrant, and enlisted personnel in the military and naval services thereof, and those under the agencies set out in section 54-42-06, North Dakota Century Code.

SECTION 3. PUBLIC EMPLOYEE RELATIONS BOARD — QUALIFICATIONS OF MEMBERS.) Effective July 1, 1973, there is hereby created a five-member public employee relations board, composed of three members, one each to be appointed by the governor, the secretary of state and the attorney general, respectively; and two members to be elected by the employees of the state. Each member shall serve for a term of five years, and may succeed himself, but the members first appointed by the governor, the secretary of state, and the attorney general, respectively, shall be designated to serve one, two and three year terms, and the members first elected by the state employees shall be designated to serve four and five year terms. Any vacancy in office shall be filled in the same manner as the selection of the person vacating the office, and for the unexpired term. Each member of the board elected by the state employees shall be a citizen of the state known to be in sympathy with the application of merit principles to public employment and shall be of recognized standing and known interest in public administration and in the development of efficient methods of selecting and administering personnel. Neither of the members of the board elected by the state employees shall hold, or be a candidate for, any public office or appointive public office of a partisan nature, or position in a political party, within six months immediately

preceding his appointment to the board, nor shall he be an employee of the state, political subdivision thereof, or any municipality.

SECTION 4. COMPENSATION AND EXPENSES OF ELECTED MEMBERS.) Each member elected by the state employees is entitled to compensation and expenses as provided for by law, and shall be entitled in addition thereto the sum of thirty dollars for each day employed in the official duties of the board.

SECTION 5. ELECTION COMMITTEE.) The governor, the secretary of state and the attorney general shall constitute or may appoint a three member committee to develop and promulgate rules and regulations for secret ballot elections among all eligible state employees to carry out the election of the two members of the board elected by the state employees.

SECTION 6. CHAIRMAN — MEETINGS — HEARINGS.) The board shall organize and elect one of its members chairman annually. It shall meet at least four times each year at such times and places as are specified by call of the chairman or any two members of the board. All meetings and hearings shall be open to the public. Three members shall constitute a quorum for the transaction of business. Three favorable votes shall be necessary for the passage of any resolutions or taking of any official action by the board at any meeting.

SECTION 7. DUTIES OF BOARD.) The primary responsibility of the board shall be to foster and protect a merit system of personnel administration in state government. In carrying out this function it shall:

1. Review and hear comments on any rule or modification thereof adopted by the personnel department. Such rule or modification does not become effective if the board finds that the rule is arbitrary, capricious, contrary to the spirit or intent of the merit system, or otherwise contrary to law and disapproves the rule or modification on that basis.
2. Review any personnel action that is alleged by an affected party, or an organization certified by the rules of the board as representing an affected party, to be arbitrary or contrary to law or rule, or taken for political reason, and set aside such action if it finds these allegations to be correct. The board on its own motion may act with like effect under this subsection.
3. Adopt such rules or hold such hearings as it finds necessary to properly perform the duties, functions and powers imposed on or vested in it by law.
4. Submit annually to the governor and regularly to the legislative assembly a report of its activities and the operation of this state's personnel system.

SECTION 8. ADMINISTER OATHS — SUBPOENA WITNESSES — COMPEL PRODUCTION OF PAPERS.) The board, by affirmative vote of a majority of its membership, may subpoena witnesses and compel the production of books and papers or any other physical evidence pertinent to any investigation or hearing authorized by this chapter. Any member of the board, at a board meeting, may administer an oath to a witness.

SECTION 9. BOARD PERSONNEL.) The board shall employ such personnel as it considers necessary for the efficient administration of this chapter, and fix the compensation of its employees in accordance with the compensation plan for classified employees.

SECTION 10. ACTION TO SECURE COMPLIANCE WITH CHAPTER.) The board may maintain such action or proceeding at law or in equity as it considers necessary or appropriate to

secure compliance with this chapter and its rules and orders thereunder.

SECTION 11. PERSONNEL DEPARTMENT — ADMINISTRATOR — APPOINTMENT — REMOVAL.)

1. There is hereby created a personnel department under the supervision and control of an administrator, who is responsible for the performance of the duties, functions and powers imposed upon the department.
2. Not later than the twentieth day after any vacancy in the position of administrator, the board shall conduct a competitive examination for the position of administrator and not later than the fifth day thereafter certify to the governor a list of the names of the five highest ranking eligibles who are willing to accept the appointment. On request, the board shall certify to the governor a second list of the next five highest ranking eligibles who are willing to accept an appointment. The governor shall appoint the administrator from among the persons so certified. The person appointed may hold no other public office or employment.
3. The governor may remove the administrator for cause, but before taking such action he shall first give to the administrator a statement in writing of his intention to effect his removal and the reason therefor. Not later than the fifth day after receipt of such statement in writing, the administrator may appeal in writing to the board for a hearing. Not later than the tenth day after the hearing, the board shall render its decision which shall be binding and final.

SECTION 12. POWERS AND DUTIES OF THE PERSONNEL DEPARTMENT.) The personnel department shall:

1. Supervise and aid in the creation of an employment position classification system as hereinafter provided.
2. Continually oversee the operation of the established classification system to prevent abuse and misclassification and shall report any such abuse or misclassification to the chairman of the committee on budget of the legislative council and the governor. The director of the department of accounts and purchases shall disapprove salary vouchers for positions classified under the provisions of this Act if the compensation to be paid exceeds the authorized pay scale for such position.
3. Establish and maintain a roster of all employees encompassed by the classification system, in which there shall be set forth, as to each employee, the position title, rate of pay, and other pertinent data.
4. Encourage and assist in the development of effective personnel administration within the several departments, agencies, bureaus, commissions, institutions, and other governmental units of this state, and shall make available the facilities of the office to this end.
5. Determine that employment positions covered by this Act are properly classified and encompassed within the existing classification system.
6. Report annually to the governor and the committee on budget of the legislative council regarding the status of the classification system.
7. Extend full cooperation to personnel in charge of preparing the state central payroll and to the director of the merit system council.
8. Exercise such other powers and perform such other duties as may be necessary to carry out the provisions of this Act.

SECTION 13. RECORDS AND INFORMATION TO BE FURNISHED.) All state officers and employees shall furnish any records or information, except records made confidential by statute, which the department requests for any purpose of this chapter.

SECTION 14. RECORDS PUBLIC.) The records of the department and the board, except such records as the rules may require to be held confidential for reasons of public policy, shall be public records and shall be open to public inspection, subject to regulations as to the time and manner of inspection which may be prescribed by the department or board.

SECTION 15. PAYROLLS MUST BE CERTIFIED BY ADMINISTRATOR BEFORE PAYMENT CAN BE MADE.) No state disbursing or auditing officer shall make or approve to take any part in making or approving any payment for personal service to any person holding a position in the classified service, or appointed to a position for the duration of an emergency unless the administrator or his authorized agent has certified that the persons named therein have been appointed and employed in accordance with the provisions of this chapter and the rules and orders thereunder.

SECTION 16. MERIT SYSTEM EXAMINERS.) The administrator may select officers or employees in the state service to act as examiners in the preparation and rating of tests. An appointing authority shall excuse an employee in his department from his regular duties for the time required for his work as an examiner. Officers and employees shall not be entitled to extra pay for their service as examiners, but shall be entitled to reimbursement for necessary traveling and other expense.

SECTION 17. AGENCY PERSONNEL OFFICERS.) A division of the service may designate a staff employee to serve as personnel officer for that division of the service, to administer personnel responsibilities specified in this chapter and by the personnel department as authorized by the administrator.

SECTION 18. APPROPRIATION.) There is hereby appropriated to the personnel department, from moneys in the general fund of the state treasury, not otherwise appropriated, \$124,000.00, or so much thereof as may be necessary to carry out the provisions of this Act during the biennium beginning July 1, 1973, and ending June 30, 1975. The personnel department is authorized to accept any federal funds which may become available relating to and available for carrying out the provisions of this Act and such funds are hereby appropriated for such purposes. To the extent that such funds are received, disbursements shall not be made pursuant to the general fund appropriation provided in this section.

SECTION 19. APPROPRIATION.) There is hereby appropriated to the public employee relations board, from moneys in the general fund of the state treasury, not otherwise appropriated, the sum of \$25,000.00, or so much thereof as may be necessary to carry out the provisions of this Act during the biennium beginning July 1, 1973, and ending June 30, 1975.

SECTION 20. AUTHORITY TO PROVIDE SERVICES TO MUNICIPALITIES AND POLITICAL SUBDIVISIONS.)

1. The department may enter into agreement with any municipality or political subdivision of the state to furnish services and facilities of the department to the municipality or political subdivision in the administration of its personnel on merit principles. Any such agreement shall provide for the reimbursement to the state of the cost of the services and facilities furnished, such reimbursements to be deposited to the credit of the local government personnel

assistance account. All municipalities and political subdivisions of the state may enter into such agreements.

2. The department may cooperate with governmental agencies for other jurisdictions charged with personnel administration in conducting joint tests and establishing joint lists from which eligibles shall be certified for appointment in accordance with the provisions of this chapter.

SECTION 21. LOCAL GOVERNMENT PERSONNEL ASSISTANCE ACCOUNT.) There is created in the general fund of the state treasury a local government personnel assistance account. All moneys in the account are appropriated continuously to the department for purposes of furnishing services and facilities to municipalities and political subdivisions of this state, with respect to the administration of their personnel system on merit principles, under authority of any provision of this chapter.

SECTION 22. BOARD AUTHORITY TO PROVIDE SERVICES TO MUNICIPALITIES AND POLITICAL SUBDIVISIONS.) The board may enter into agreement with any municipality or political subdivision of this state to furnish any of its services and facilities, other than fact-finding or the services of the state conciliation service for which no reimbursement is required, and such agreement shall provide for reimbursement to the state of the cost of the services and facilities furnished. All municipalities and political subdivisions of this state may enter into such agreements.

SECTION 23. EXEMPTIONS.) The following positions in the state service shall be exempt from classification and the merit system:

1. Members of the legislative assembly, other officers elected by popular vote, and persons appointed to fill vacancies in the elective offices.
2. Judges, referees, receivers, jurors, and notaries public.
3. Members of the teaching staff of state universities and colleges, and student employees of such institutions.
4. Patients or inmates employed in state institutions.
5. Persons employed in a professional or scientific capacity to make or conduct a temporary or special inquiry, investigation, or examination on behalf of the legislative assembly or a committee or agency thereof or by authority of the governor.
6. Employees of the legislative and judicial branches of government, including attorneys employed in the attorney general's office.
7. Persons employed for less than twenty hours per week or less than five months per year.
8. Persons appointed to office by the governor as provided by law.
9. Two principal assistants to the chief executive or executives of each executive branch agency, board, bureau, commission, department, office, or institution, whether such executive officer is elected or appointed.
10. The governor's administrative and clerical staff.
11. Notwithstanding any other provisions of this section, any classes of employees shall be brought into the classified service and shall be subject to the merit system upon the request of the appointing authority.

SECTION 24. CLASSIFICATION SYSTEM AND PAY PLAN — ESTABLISHMENT.) All state departments, agencies, and institutions shall cooperate and provide such assistance as the personnel department shall request in the classifying of positions covered under the provisions of this Act. To the extent possible,

the initial classification of positions prepared by the personnel department shall classify positions and set pay scales in accordance with reviews, studies and findings, including the report by Ernst and Ernst, dated January, 1973, entitled "proposed position classification system and pay plan". To the extent possible, each employee classified shall be paid at one of the rates set forth in the compensation plan for the class of position in which he is employed, except that nothing in this section shall preclude payment of an employee at a "Y" rate. "Y" rates shall be used to compensate an employee at the same level of compensation he was receiving prior to a downward reclassification of his position. In establishing the rates the department shall consider the prevailing rates of pay for the services performed and for comparable services in public and private employment, living costs, maintenance or other benefits received by employees, and the state's financial condition and policies.

SECTION 25. MODIFICATION OF CLASSIFICATION PLAN OR MINIMUM QUALIFICATIONS.) An appointing authority desiring to establish a new position in the classified service or to make any permanent and substantial change in the duties, authority, or responsibilities of a position in that service, shall notify the department in writing of the proposed change, which change shall be adopted by the department. Any employee affected by the contemplated change may appeal the change to the board, which shall be empowered to affirm, reverse, or modify, in whole or in part, the proposed change.

SECTION 26. CLASS TITLES USED TO DESIGNATE POSITIONS.) The class title set forth in the classification plan shall be used to designate the positions allocated to such classes in all official records, vouchers, and communications.

SECTION 27. EMPLOYMENT ONLY UNDER APPROVED CLASS TITLE.) No person shall be appointed to or employed in a position in the classified service under a class title which has not been approved by the administrator as appropriate to the duties to be performed.

SECTION 28. CONTINUING SALARY SURVEY PROGRAM.)

1. The department shall maintain a continuing salary survey program. For this purpose the department shall compile information and prepare statistics on prevailing rates of salaries and wages in all positions of state service as compared with salaries and wages for similar positions in private industry, in the service of other state governments and in federal service.
2. The appointing authorities shall cooperate with and assist the department in compiling the data required for the salary survey.

SECTION 29. SALARY PLANS FOR EXEMPT SERVICE.) The exempt service shall not be subject to the provisions of this chapter, except that with regard to any position for which salaries are not fixed by law, the officer authorized by law to appoint or fill such position shall maintain a salary plan equitably applied to the exempt position and in reasonable conformity with the general salary structure of the state.

SECTION 30. METHOD OF SELECTING EMPLOYEES FOR SERVICE IN CLASSIFIED POSITIONS — FILLING POSITIONS IN CLASSIFIED SERVICE.) No person shall be appointed or promoted to a position in the classified service unless certified as eligible by the administrator. Vacancies in the classified service shall be filled only by appointment by the appointing authority of an eligible person certified by the administrator from a list established pursuant to rules promulgated by the division or by transfer or demotion of a regular employee.

SECTION 31. ENTRANCE AND PROMOTION TESTS.) In accordance with the rules adopted by the department, the administrator shall from time to time conduct entrance tests and promotion tests as necessary for establishing employment lists and promotion lists.

SECTION 32. CHARACTER OF TESTS.)

1. The entrance and promotion tests shall be of such character as to determine the qualifications, fitness and ability of the persons tested to perform the duties of the class of positions for which a list is to be established.
2. The tests may be written, oral, physical, or in the form of a demonstration of skill, or any combination of such types.
3. The tests may take into consideration education, experience, aptitude, capacity, knowledge, character, physical fitness, and other qualifications as may enter into a determination of the relative fitness of the applicants.

SECTION 33. LIMITATIONS ON INQUIRIES IN APPLICATION OR TEST — DISCRIMINATION BASED ON SEX, RACE, RELIGION OR POLITICAL OPINIONS PROHIBITED.) No question in any form of application or in any test shall be so framed as to elicit any information concerning the political or religious opinions or affiliations of any applicant, nor shall any inquiry be made concerning such opinions or affiliations. All disclosures thereof shall be discountenanced. No discrimination shall be exercised, threatened or promised by any person in the employ of any division of the service or of the personnel department against or in favor of any applicant, eligible, or employee because of his sex, race, or religious or political opinions or affiliations.

SECTION 34. PUBLIC NOTICE OF TESTS.) The administrator shall give public notice in advance of such tests in the manner specified by rules adopted by the department.

SECTION 35. ADMISSION TO TESTS.) The department shall establish rules specifying the qualifications for admission to any test. Subject to the rules, admission to tests shall be open to all persons who appear to possess the required qualifications and may be lawfully appointed to a position in the class for which a list is to be established.

SECTION 36. TEST RATINGS — NOTICE AND REVIEW.) The rating of each test shall be completed and the resulting list established not later than ninety days after the date on which the test was held, unless such time is extended by the department. Each person competing in any test shall be given written notice of his final earned rating or of his failure to attain a place on the list.

SECTION 37. VETERANS PREFERENCE.) Veterans preference shall be given in accordance with section 37-01-40, North Dakota Century Code.

SECTION 38. ORDER IN WHICH ELIGIBLES ARE CERTIFIED.) Upon written notice of an appointing authority that a position in the classified service is to be filled, the administrator shall certify the names of all eligibles who are willing to accept appointment from lists for the class to which the position is allocated, or a comparable class.

SECTION 39. NUMBER OF NAMES CERTIFIED FOR EACH VACANCY.)

1. The number of names certified from promotional and employment lists may not be less than three in the case of one vacancy with two additional names for each additional vacancy, plus the names of all individuals who have the same whole-number base score as the individual ranking lowest on the certificate.

2. The detailed conditions and provisions for certification shall be prescribed by rules of the personnel department.
3. If the appropriate lists do not contain the names of a sufficient number of eligibles willing to accept appointment to make possible the certification provided for in this section, the names of all eligibles on such lists who are willing to accept appointment shall be certified.

SECTION 40. REMOVAL OF ELIGIBLES FROM LIST.) The names of persons who have been certified for appointments three times to the same appointing authority and who have not received appointment, and the names of persons who have expressed unwillingness to accept appointment may, at the discretion of the administrator, be removed from a list.

SECTION 41. PROVISIONAL APPOINTMENTS.) If there is no appropriate list available, the administrator may authorize the provisional appointment of a person meeting at least the minimum prerequisites for the class to which the position is allocated.

SECTION 42. TEMPORARY APPOINTMENTS.) Whenever there is need of an employee for a temporary period, the administrator may authorize a selection from the five highest ranking available eligibles on the appropriate employment or promotional list. Successive temporary appointments of the same person to the same position shall not total more than ninety days in any twelve month period.

SECTION 43. EMERGENCY APPOINTMENTS.) To prevent the stoppage of work or inconvenience to the public in case of an emergency, any appointing authority may appoint any person to any position for the duration of the emergency but not to exceed sixty calendar days. A vacancy of which the appointing authority has had reasonable notice, or an employment condition of which he had previous knowledge, shall not be considered an emergency under this section. The appointing authority shall report each emergency appointment to the administrator forthwith. No emergency appointment shall be renewed.

SECTION 44. PROCEDURE FOR SELECTING UNSKILLED, SEMI-SKILLED, AND PART-TIME EMPLOYEES.) For positions involving unskilled or semi-skilled labor, or domestic, attendant or custodial work, or part-time positions, when the character or place of the work or other conditions of employment make it impracticable to supply the needs of the service by appointments made in accordance with the procedure prescribed by this chapter, the administrator, subject to the rules, may adopt, or authorize the use of, such other procedures as he determines to be appropriate in order to meet the needs of the service, while assuring the selection of such employees on the basis of merit and fitness.

SECTION 45. APPLICATION OF ACT TO EXISTING EMPLOYEES.) All employees, officers and other personnel not otherwise exempt by law, who, prior to the effective date of this Act, have served continuously for a period of six months or more, or as regular seasonal employees have satisfactorily served in such positions through one seasonal service period, shall be certified to comparable positions, and grades and classifications, under the personnel system, and shall not be subject to trial service periods of employment.

SECTION 46. TRIAL SERVICE AND REGULAR STATUS — MERIT RATINGS — TRIAL SERVICE PERIOD.)

1. Except as provided in subsection 4 of this section, every person appointed to a position in the classified service after certification of his name from a promotional or an employment list, shall serve a trial service period of not to exceed six months.

2. Uninterrupted service in a position by a provisional employee which immediately precedes appointment to the position shall be counted as part of the trial service period.
3. At such times during the trial service period and in such manner as the administrator may require, the appointing authority shall report to the administrator his observation of the employee's work, and judgment as to the employee's willingness and ability to perform his duties satisfactorily, and as to his habits and dependability.
4. Where the appointing authority has established a training program for positions requiring such training and experience as established by the department, which program has been approved by the administrator and which is for the purpose of developing the skills or knowledge necessary for competent job performance in the specialized work of such authority. The employee may be required to train under such program for a period not exceeding six months and the trial service period for such employee shall be the length of the approved training program plus six months.

SECTION 47. REMOVALS DURING TRIAL PERIOD.)

1. The appointing authority may remove an employee within the first two months of his trial service period only with the approval of the administrator.
2. At any time during his trial service period, after the first two months thereof, the appointing authority may remove an employee if, in the opinion of the appointing authority, the trial service indicates that such employee is unable or unwilling to perform his duties satisfactorily or that his habits and dependability do not merit his continuance in the service. Upon such removal, the appointing authority shall forthwith report to the administrator, and to the employee removed, his action and the reason therefor.
3. No more than three employees shall be removed successively from the same position during their trial service periods without the approval of the administrator.
4. The administrator may remove an employee during his trial service period if he finds that such employee was appointed as a result of fraud or error.
5. If any employee is removed from his position during or at the end of his trial service period, and the administrator determines that he is suitable for appointment to another position, his name may be restored to the list from which it was certified. If any such employee was a regular employee in another position in the classified service immediately prior to his appointment, he shall be reinstated to his former position unless charges are filed and he is discharged as provided in this chapter.

SECTION 48. REGULAR EMPLOYEE STATUS UPON SATISFACTORY COMPLETION OF TRIAL SERVICE PERIOD.) The employee shall be deemed to have served his trial service period satisfactorily, and to be a regular employee, unless at least ten days prior to the expiration of the trial service period the appointing authority has notified the administrator in writing that the employee's services have not been satisfactory.

SECTION 49. REGULAR SEASONAL EMPLOYEES.) Positions which occur, terminate, and recur periodically and regularly regardless of the duration thereof shall be designated by rule of the department as seasonal positions, and employees regularly certified for and serving satisfactorily in such positions through one seasonal service period shall be entitled to permanent status as regular seasonal employees.

SECTION 50. MERIT RATINGS.)

1. In cooperation with appointing authorities, the department shall establish standards of performance for employees in each class of position in the classified service or for groups of classes, and a system of merit ratings based upon such standards.
2. In such manner and with such weight as shall be provided in the rules, merit ratings shall be considered:
 - a. In determining salary increases and decreases within the limits established by law and by the compensation plan.
 - b. As a factor in promotion tests.
 - c. As a factor in determining the order of layoff when forces must be reduced because of lack of funds or work.
 - d. As a means of discovering employees who should be promoted, demoted, transferred or dismissed.

SECTION 51. WORKING HOURS — LEAVES — VACATIONS — LAYOFFS — TRANSFERS — SUSPENSION — REDUCTION — DEMOTION — DISMISSAL.)

1. Working hours — sick leaves — vacations. The rules shall provide for the hours of work, holidays, sick leaves, vacations and attendance regulations in the various classes of positions in the classified service.
2. Leaves of absence. Written leave of absence without pay may be granted by the appointing authority with the approval of the department for a period not to exceed one year. Upon expiration of the leave the employee shall be reinstated to the position held before the leave was granted. Failure of the employee to report promptly at the expiration of the leave shall be cause for dismissal.
3. Layoffs. Whenever a reduction in number of employees is required because of a shortage of funds or work or a material change in duties or organization, employees shall be laid off by appointing authorities under such rules as established by the department, which shall take into account length of service and merit rating.
4. Transfers from discontinued or reclassified positions. Subject to the rules established by the department, a regular employee whose position is discontinued or reclassified may be transferred to a vacant position in the same or comparable class. An incumbent of a reclassified position may be retained in the position under the new classification if qualified, or advanced thereto if he passes a noncompetitive test for the new position.
5. Transfers within a division. An appointing authority may at any time assign an employee from one position to another position in the same class or rank in his division of the service. Upon making such an assignment, the appointing authority shall forthwith give written notice of his action to the administrator.
6. Transfers between divisions. A transfer of an employee from a position in one division of the service to a position in the same class or rank in another division of the service may be made with the approval of the administrator and of the appointing authorities of both divisions of the service.
7. Transfer to a higher class. No employees shall be transferred from a position in one class to a position in another class of a higher rank unless he is appointed to such latter position after certification of his name from a list in accordance with the provisions of this chapter.

8. **Transfer to lower class.** Any change of an employee from a position in one class to a position in a class of lower rank shall be considered a demotion and shall be made only in accordance with the procedure prescribed for dismissal, except when an employee submits to the administrator a written request for change to a class of lower rank, and the request is granted, such change shall be termed a "voluntary demotion."
9. **Suspension, reduction, demotion or dismissal.** The department shall establish by rule a procedure in accordance with this chapter whereby the appointing authority in any division of the service may suspend, reduce, demote, or dismiss an employee thereof for misconduct, inefficiency, incompetence, insubordination, indolence, malfeasance, or other unfitness to render effective service, and for the investigation and public hearings of appeals to the department and to the board of such suspended, reduced, demoted or dismissed employee.
10. **Classified employee filling position in exempt service.** Positions in the exempt service may be filled by classified employees upon request of the appointing authority. Any classified employee so appointed shall, after termination of service in an exempt position, be restored to his status in the classified service.

SECTION 52. PROHIBITED CONDUCT.)

1. No person shall make any false statement, certificate, mark, rating or report with regard to any test, certification, or appointment made under this chapter, or in any manner commit or attempt to commit any fraud preventing the impartial execution of this chapter and the rules.
2. No person shall, directly or indirectly, give, render, pay, offer, solicit, or accept any money, service or other valuable consideration for or on account of any appointment, proposed appointment, promotion or proposed promotion to, or any advantage in, a position in the classified service.
3. No employee of the department, examiner or other person shall defeat, deceive or obstruct any person in his right to examination, eligibility, certification, or appointment under this chapter, or furnish to any person any special or secret information for the purpose of affecting the rights or prospects of any person with respect to employment in the classified service.

SECTION 53. FORFEITURE OF OFFICE — PERIODS OF INELIGIBILITY FOR OFFICE.)

1. Any person who engages in prohibited conduct as defined under the provisions of this chapter, shall, for a period of five years, be ineligible for appointment to or employment in a position in the state service, and if he is an officer or employee of the state, shall be deemed guilty of malfeasance in office and shall be subject to forfeiture of his office or position.
2. Any person who fails to appear in response to a subpoena or to answer any question or produce any books or papers pertinent to any investigation or hearing authorized by this chapter, shall, for a period of five years, be ineligible for appointment to or employment in a position in the state service, and if he is an officer or employee of the state, shall be deemed guilty of malfeasance in office and shall be subject to forfeiture of his office or position."

And renumber the lines, sections, and pages accordingly.

And then be re-referred to the Committee on Appropriations.

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 Industry, Business and Labor to whom was referred Senate Bill No. 2145 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 2149 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, Chairman

Rep. Rued 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. 2170 has had the same under consideration and recommends that the same be amended as follows:

On page 5, line 24, delete the words: "wages subject to such" and delete the comma " , "

On page 5, line 24, before the word "paid" insert the words "due or"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, 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 Senate Bill No. 2258 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15 of the engrossed bill, delete all of the line up to the final word "the" and insert in lieu thereof the following: "A tract of land in"

On page 1, line 19 delete the remainder of the line following the semicolon and insert in lieu thereof the following: "The south seven hundred seventy-five and five-tenths feet of the east six hundred sixty feet of the northwest quarter of said section, except the south one hundred fifteen and five-tenths feet thereof. This tract contains ten acres more or less."

On page 1, delete lines 20 through 24 of the engrossed bill

On page 2, delete lines 1 through 15 of the engrossed bill

On page 2, after line 15 insert the following: "Prior to execution of the sale herein authorized, the purchaser shall arrange for a survey of said tract and agreement between the purchaser and the state health officer shall be reached as to said tract's precise location, boundaries, and legal description in accordance with the express intent of this Act. The description thereby agreed upon shall be contained in the terms of the contract."

And renumber the 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 State and Federal Government to whom was referred Senate Bill No. 2367 has had the same under consideration and returns this bill without recommendation.

REP. HILLEBOE, 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 stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SEVENTH DAY

Bismarck, March 7, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Fr. Chris Davis of the Annunciation Priory, Bismarck.

Roll was called, and all members were present except Reps. Haugland, Leibhan, Murphy and Wilkie.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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 1066, line 35, delete the word "infirm" and insert in lieu thereof the word "infirm"

Page 1071, line 44, following the word bill delete the following "passed and the title was agreed to" and insert in lieu thereof the word "lost"

Page 1082, line 22, delete the numeral "17" and insert in lieu thereof the numeral "18"

Page 1082, line 23, delete the numeral "12" and insert in lieu thereof the numeral "11"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Backlin moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA

Executive Office

Bismarck

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on March 3, 1973, I signed:

House Bill No. 1008
House Bill No. 1034
House Bill No. 1060
House Bill No. 1093
House Bill No. 1119
House Bill No. 1122
House Bill No. 1125
House Bill No. 1129
House Bill No. 1147
House Bill No. 1155
House Bill No. 1157
House Bill No. 1169
House Bill No. 1295
House Bill No. 1366
House Bill No. 1449
House Bill No. 1501

House Bill No. 1504

Sincerely yours,
ARTHUR A. LINK
GovernorSTATE OF NORTH DAKOTA
Executive Office
BismarckThe Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota
Dear Mr. Speaker:This is to inform you that on March 6, 1973, I signed:
House Bill No. 1367
House Bill No. 1212Sincerely yours,
ARTHUR A. LINK
Governor

SECOND READING OF HOUSE BILLS

House Bill No. 1535. A Bill for an Act making an appropriation and providing for the improvement of the south plaza of the state capitol building, 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, 6; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Rau
Austin	Haugland	Laske	Raymond
Backes	Hausauer, A.	Laughlin	Reimers
Backlin	Hausauer, L.	Lee	Rice
Bassingthwaite	Hendrickson	Leibhan	Rivinius
Berg	Hensrud	Linderman	Rued
Bridston	Hentges	Livingston	Rundle
Christensen, H.	Herman	Lodoen	Schindler
Christensen, R.	Hickle	Lundene	Solberg
Dick	Hildebrand	McGauvran	Stoltenow
Dornacker	Hilleboe	Marsden	Streibel
Dotzenrod	Jacob	Martinson	Strinden
Eagles	Jacobson	Mertens	Thorsgard
Erickson	Jenkins	Meyer	Timm
Fleming	Johnson, H.	Miedema	Tinjum
Freborg	Johnson, K.	Murphy	Tweten
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Peterson	Winge
Grubb	Lang	Poyzer	Mr. Speaker
Gunderson	Langley		

Those voting in the negative were:

Jaeger	Metzger	Stone	Winkjer
Matheny	Scotfield		

Absent and not voting:

Royse Wilkie

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. 2007. A Bill for an Act making an appropriation

for defraying expenses of the state highway patrol and the law enforcement center.

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, 3; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royce
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hensrud	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Matheny	Stone
Dotzenrod	Jacob	Mertens	Streibel
Eagles	Jacobson	Metzger	Strinden
Erickson	Jenkins	Meyer	Thorsgard
Fleming	Johnson, H.	Miedema	Timm
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kingsbury	Olin	Tweten
Gackle	Kloubec	Olson	Vander Vorst
Ganser	Knudson	Opedahl	Wagner
Garnas	Kretschmar	Orange	Watkins
Gengler	LaGrave	Peterson	Welder
Gronneberg	Langley	Poyzer	Winge
Grubb	Larson	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker
Hartl			

Those voting in the negative were:

Jaeger	Murphy	Rice	
Absent and not voting:			
Dornacker	Lang	Weber	Wilkie
Johnson, K.	Martinson		

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: The Senate requests the return of:
House Bill No. 1429

LEO LEIDHOLM, Secretary

MOTION

Rep. Streibel moved that the House accede to the Senate's request for the return of House Bill No. 1429, which motion prevailed.

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to return:
House Bill No. 1429
Which the Senate has requested.

ROY GILBREATH, Chief Clerk

POINT OF PERSONAL PRIVILEGE

Rep. Stone: "Mr. Speaker:

"I rise on a point of personal privilege on the last bill we passed, Senate Bill No. 2007, with the Highway Patrol part of it.

"It brings to mind a very important part of this government of ours. I notice we have given an appropriation for two patrolmen

when four were asked for, for examination of service for public safety. I am concerned, and I am sure everyone of us is concerned about the accidents on our highways, but I think we inadvertently have built in to our practice and policy — not in our statutes — a way which almost makes it impossible for us to add to our number of highway patrolmen.

"I have been over to the Highway Department and I have been down to see Ralph Wood, and I am concerned about this. It is the logical way for us to decrease the accidents on our highways, and we are not even up to the level of patrolmen that we had in 1959. We added patrolmen then, but we provided a five day service — each patrolman serving only five days. Thus we have reduced the number of patrolmen on the highways, and have needed to add to their number since. This is not the fault of our appropriations committee. At one time this was funded from the license fees collected and general fund, but when the general fund was low they saw fit to take it from the highway funds, so now when we want to enlarge our highway patrol service, there is a built-in group fighting that appropriation, and that is naturally the highway department.

"I believe that somewhere along the line we should look into this, and determine how we can improve it.

"Thank you."

MOTIONS

Rep. Herman moved that Senate Bill No. 2074 be rereferred to the Committee on Industry, Business and Labor, which motion prevailed.

Rep. Lang moved that the House reconsider its action by which Senate Bill No. 2098 was passed, which motion prevailed.

Rep. Lang moved that Senate Bill No. 2098 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2014. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota, and which are under the supervision of the attorney general's office.

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, 8.

Those voting in the affirmative were:

Atkinson	Hensrud	Livingston	Royce
Austin	Hentges	Lodoen	Rued
Backlin	Herman	Lundene	Rundle
Bassingthwaite	Hickle	McGauvran	Schindler
Christensen, H.	Hilleboe	Marsden	Scotfield
Christensen, R.	Jacob	Martinson	Solberg
Dornacker	Jacobson	Matheny	Stoltenow
Dotzenrod	Jenkins	Mertens	Stone
Eagles	Johnson, H.	Metzger	Streibel
Erickson	Johnson, K.	Meyer	Strinden
Fleming	Kermott	Miedema	Thorsgard
Freborg	Kloubec	Murphy	Timm
Froeber	Knudson	Nermyr	Tinjum
Gackle	Kretschmar	Olin	Tweten
Ganser	LaGrave	Olson	Vander Vorst
Garnas	Lang	Opedahl	Wagner
Gengler	Langley	Peterson	Watkins
Gronneberg	Larson	Poyzer	Weber
Grubb	Laske	Rau	Welder
Gunderson	Laughlin	Raymond	Wilkie
Hartl	Lee	Reimers	Winge

Hausauer, A.	Leibhan	Rice	Winkjer
Hausauer, L.	Linderman	Rivinius	Mr. Speaker
Hendrickson			

Those voting in the negative were:
Jaeger

Absent and not voting:

Backes	Bridston	Haugland	Kingsbury
Berg	Dick	Hildebrand	Orange

So the bill passed and the title was agreed to.

Senate Bill No. 2025. A Bill for an Act relating to the investment of endowment funds by the institutions under the control of the 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, 91; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rivinius
Austin	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hensrud	Livingston	Rundle
Bridston	Hentges	Lodoen	Schindler
Christensen, H.	Herman	Lundene	Stofield
Christensen, R.	Hickle	McGauvran	Stoltenow
Dick	Jacob	Marsden	Stone
Dornacker	Jacobson	Martinson	Streibel
Dotzenrod	Jaeger	Matheny	Strinden
Eagles	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Tinjum
Fleming	Johnson, K.	Meyer	Tweten
Freborg	Kermott	Murphy	Vander Vorst
Froeber	Kloubec	Nermyr	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Peterson	Welder
Gronneberg	Lang	Royzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland	Laughlin	Rice	

Absent and not voting:

Backes	Hildebrand	Miedema	Solberg
Berg	Hilleboe	Olin	Timm
Garnas	Kingsbury	Orange	

So the bill passed and the title was agreed to.

Senate Bill No. 2113. A Bill for an Act to create and enact chapter 37-19.1 of the North Dakota Century Code, relating to preferences for veterans in gaining governmental employment, and providing means for enforcing those preferences; to amend and reenact section 37-15-08 of the North Dakota Century Code, relating to appointment of subordinate officers of the soldiers' home; and to repeal chapter 37-19 and section 37-01-31 of the North Dakota Century Code, relating to governmental employment preferences for veterans.

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, 99; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hensrud	Livingston	Rued
Backlin	Hentges	Lodoen	Rundle
Bassingthwaite	Herman	Lundene	Schindler
Berg	Hickle	McGauvran	Scofield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jaeger	Metzger	Strinden
Dotzenrod	Jenkins	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kloubec	Olin	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Welder
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Grubb	Laske	Raymond	Winkler
Gunderson	Laughlin	Reimers	Mr. Speaker
Haugland	Lee	Rice	

Those voting in the negative were:

Hartl Hendrickson

Absent and not voting:

Kingsbury

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2122

Senate Bill No. 2179

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has indefinitely postponed:

Senate Bill No. 2207

Senate Bill No. 2212

Senate Bill No. 2224

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass.

Senate Bill No. 2392

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2229

Senate Bill No. 2238

Senate Bill No. 2253

Senate Bill No. 2264

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1011
House Bill No. 1046
House Bill No. 1074
House Bill No. 1199
House Bill No. 1415
House Bill No. 1469
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:
Senate Concurrent Resolution No. 4027
Senate Concurrent Resolution No. 4031
Senate Concurrent Resolution No. 4037
Senate Concurrent Resolution No. 4066
Senate Concurrent Resolution No. 4069
Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1039
House Bill No. 1377
House Bill No. 1514
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1017
House Bill No. 1050
House Bill No. 1327
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENT TO HOUSE BILL NO. 1017

On page 1, line 13, of the engrossed bill after the word "sources" insert the following: "not appropriated from state general or special funds."

On page 1, line 22, of the engrossed bill after the word "sources" insert the following: "not appropriated from state general or special funds."

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO
ENGROSSED HOUSE BILL NO. 1050

On page 2, line 17 of the engrossed bill, delete everything after the period

On page 2, delete lines 18 through 35

On page 3, delete lines 1 through 20

On page 3, line 21, delete the triple parentheses before the word "state"

On page 3, line 24, delete the triple parentheses after the word "capita"

On page 3, line 25, delete the triple parentheses before the word "situated"

On page 3, line 26, delete the triple parentheses after the word "county" and delete the words "shall be"

On page 3, line 31, after the period insert the following:

"Provided, however, that in each county having a city with a population of ten thousand or more, the amount transferred each month into the county highway tax distribution fund shall be the difference between the amount allocated to that county pursuant to this subsection and the total amount allocated and distributed to the incorporated cities in that county as computed according to the following formula:

- a. Twenty-seven percent of the amount allocated to all of the counties under this subsection shall be the incorporated cities' share and shall be divided by the total population of all of the incorporated cities in the state to determine the statewide per capita average.
- b. The share to each city in the county having a population of less than one thousand shall be determined by multiplying the population of that city by the product of 1.50 times the statewide per capita average computed under subdivision a.
- c. The share to each city in the county having a population of one thousand to four thousand nine hundred ninety-nine, inclusive, shall be determined by multiplying the population of that city by the product of 1.25 times the statewide per capita average computed under subdivision a.
- d. The share to each city in the county having a population of five thousand or more shall be determined by multiplying the population of that city by the statewide per capita average for all such cities, which per capita average shall be computed as follows: the total of the shares computed under subdivisions b and c for all cities in the state having a population of less than five thousand shall be subtracted from the total incorporated cities' share in the state as computed under subdivision a and the balance remaining shall then be divided by the total population of all cities of five thousand or more in the state."

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1327

On page 3, line 3 of the engrossed bill delete "seven" and insert in lieu thereof "nine"

On page 3, line 7 delete "one representative" and insert in lieu thereof "three representatives"

On page 3, line 8 delete "Two" and insert in lieu thereof "Three"

On page 3, line 9 delete the first "two" and insert in lieu thereof "three"

On page 3, line 19 delete "and" and insert in lieu thereof "or"

On page 3, line 22 after "therefrom" delete the comma and insert in lieu thereof a period and delete the remainder of the line

On page 3 delete all of line 23

On page 3, line 25 delete "representative" and insert in lieu thereof "representatives"

On page 5 delete all of lines 32 through 34

On page 6 delete all of line 1

And renumber the lines and pages accordingly.

On page 4, line 30 after "headquarters" insert "centrally located within the state of North Dakota"

SECOND READING OF SENATE BILLS

Senate Bill No. 2203. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to movement of certain vehicles on the highways of this state and setting limitations

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, 98; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Royse
Backes	Hendrickson	Linderman	Rued
Backlin	Hensrud	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hickle	McGauvran	Solberg
Christensen, H.	Hilleboe	Marsden	Stoltenow
Christensen, R.	Jacob	Martinson	Stone
Dick	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Reimers	Mr. Speaker
Haugland	Laughlin		

Absent and not voting:

Dornacker	Hildebrand	Raymond	Rivinius
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So the bill passed and the title was agreed to.

RECOGNITION

Speaker Bunker announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Thomas R. Stallman, and Rep. Stallman was thereupon introduced to the House.

SECOND READING OF SENATE BILLS

Senate Bill No. 2250. A Bill for an Act to amend and reenact section 39-24-02 of the North Dakota Century Code, relating to the registration and titling 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, 89; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hendrickson	Lee	Reimers
Austin	Hensrud	Leibhan	Rice
Backes	Hentges	Linderman	Royse
Backlin	Herman	Livingston	Rued
Bassingthwaite	Hickle	Lodoen	Rundle
Bridston	Hilleboe	Lundene	Scofield
Christensen, H.	Jacob	McGauvran	Solberg
Christensen, R.	Jacobson	Marsden	Stone
Dick	Jenkins	Martinson	Streibel
Dornacker	Johnson, H.	Matheny	Strinden
Dotzenrod	Johnson, K.	Metzger	Thorsgard
Eagles	Kermott	Meyer	Timm
Erickson	Kingsbury	Miedema	Tinjum
Fleming	Kloubec	Murphy	Tweten
Freborg	Knudson	Nermyr	Vander Vorst

Froeber	Kretschmar	Olin	Wagner
Ganser	LaGrave	Olson	Watkins
Garnas	Lang	Opedahl	Weber
Gengler	Langley	Orange	Wilkie
Gronneberg	Larson	Peterson	Winge
Hartl	Laske	Rau	Winkjer
Haugland	Laughlin	Raymond	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:

Berg	Hausauer, A.	Mertens	Stoltenow
Gackle	Hildebrand	Poyzer	Welder
Gunderson	Jaeger	Schindler	

Absent and not voting:

Grubb	Rivinius
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So the bill passed and the title was agreed to.

Senate Bill No. 2265. A Bill for an Act to amend and reenact subsection 2 of section 39-17-07 of the North Dakota Century Code, relating to the limitation of amounts payable from the unsatisfied judgment 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, 47; nays, 53; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Gengler	Livingston	Rivinius
Austin	Haugland	Martinson	Solberg
Backes	Hausauer, L.	Mertens	Stone
Backlin	Hendrickson	Meyer	Streibel
Bassingthwaite	Hilleboe	Olin	Strinden
Bridston	Jacob	Olson	Timm
Christensen, H.	Jenkins	Orange	Wagner
Dotzenrod	Johnson, K.	Peterson	Watkins
Eagles	Knudson	Rau	Wilkie
Fleming	Langley	Raymond	Winge
Ganser	Larson	Reimers	Mr. Speaker
Garnas	Laughlin	Rice	

Those voting in the negative were:

Berg	Hentges	Lee	Poyzer
Christensen, R.	Herman	Leibhan	Royse
Dick	Hickle	Linderman	Rued
Dornacker	Hildebrand	Lodoen	Rundle
Erickson	Jacobson	Lundene	Schindler
Freborg	Jaeger	McGauvran	Scotfield
Froeber	Johnson, H.	Marsden	Stoltenow
Gackle	Kermott	Matheny	Thorsgard
Gronneberg	Kingsbury	Metzger	Tinjum
Grubb	Kloubec	Miedema	Tweten
Gunderson	Kretschmar	Murphy	Vander Vorst
Hartl	LaGrave	Nermyr	Welder
Hausauer, A.	Lang	Opedahl	Winkjer
Hensrud			

Absent and not voting:

Laske	Weber
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So the bill lost. *

Senate Bill No. 2311. A Bill for an Act to amend and reenact subsections 5 and 6 of section 57-39.2-01 of the North Dakota Century Code, relating to sales conducted at auction.

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, 24; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Lundene	Royse
Austin	Hausauer, L.	McGauvran	Rued
Backlin	Hendrickson	Marsden	Rundle
Bassingthwaite	Hensrud	Martinson	Scofield
Berg	Hentges	Matheny	Solberg
Bridston	Herman	Metzger	Stone
Christensen, H.	Hilleboe	Meyer	Streibel
Christensen, R.	Jacob	Nermyr	Strinden
Dick	Jacobson	Olin	Thorsgard
Dornacker	Johnson, K.	Olson	Timm
Eagles	Kermott	Opedahl	Tinjum
Erickson	Kingsbury	Orange	Tweten
Fleming	Kloubec	Peterson	Wagner
Freborg	LaGrave	Poyzer	Watkins
Froeber	Langley	Raymond	Wilkie
Ganser	Larson	Reimers	Winge
Garnas	Lee	Rice	Winkjer
Gengler	Lodoen	Rivinius	Mr. Speaker
Gunderson			

Those voting in the negative were:

Backes	Hickle	Laughlin	Rau
Gackle	Hildebrand	Leibhan	Schindler
Gronneberg	Jaeger	Linderman	Stoltenow
Grubb	Johnson, H.	Livingston	Vander Vorst
Hartl	Kretschmar	Mertens	Weber
Hausauer, A.	Lang	Murphy	Welder

Absent and not voting:

Dotzenrod	Knudson	Laske	Miedema
Jenkins			

So the bill passed and the title was agreed to.

Senate Bill No. 2324. A Bill for an Act to create and enact a new section to chapter 57-56 of the North Dakota Century Code to provide for a separate and additional tax on the sale of jet aviation motor fuel used by aircraft.

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, 24; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Hensrud	Liebhan	Reimers
Backes	Herman	Linderman	Rice
Bassingthwaite	Hickle	Livingston	Royse
Bridston	Jacob	Lodoen	Rued
Christensen, H.	Jacobson	Lundene	Schindler
Dick	Jenkins	McGauvran	Scofield
Eagles	Johnson, H.	Marsden	Solberg
Erickson	Kermott	Matheny	Stoltenow
Fleming	Kingsbury	Mertens	Stone
Freborg	Kloubec	Meyer	Strinden
Froeber	Knudson	Nermyr	Thorsgard
Ganser	Kretschmar	Olin	Tinjum
Gengler	LaGrave	Olson	Tweten
Gronneberg	Lang	Opedahl	Vander Vorst
Grubb	Langley	Orange	Weber
Gunderson	Larson	Peterson	Wilkie
Hartl	Laske	Poyzer	Winge
Haugland	Laughlin	Rau	Winkjer
Hendrickson	Lee	Raymond	

Those voting in the negative were:

Atkinson	Gackle	Jaeger	Rundle
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Backlin	Garnas	Johnson, K.	Streibel
Berg	Hausauer, A.	Martinson	Wagner
Christensen, R.	Hausauer, L.	Metzger	Watkins
Dornacker	Hentges	Murphy	Welder
Dotzenrod	Hilleboe	Rivinius	Mr. Speaker

Absent and not voting:

Hildebrand Miedema Timm

So the bill passed and the title was agreed to.

Senate Bill No. 2334. A Bill for an Act to amend and reenact sections 15-18-07 and 15-18-08 of the North Dakota Century Code, relating to state aid to educational centers.

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, 15; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hendrickson	Lee	Raymond
Austin	Hensrud	Leibhan	Reimers
Backes	Hentges	Linderman	Rice
Backlin	Herman	Livingston	Rivinius
Bassingthwaite	Hickle	Lodoen	Royse
Berg	Hildebrand	Lundene	Rued
Bridston	Hilleboe	McGauvran	Schindler
Christensen, H.	Jacob	Marsden	Scofield
Christensen, R.	Jacobson	Martinson	Solberg
Dick	Jenkins	Matheny	Stone
Dornacker	Johnson, H.	Mertens	Streibel
Dotzenrod	Johnson, K.	Metzger	Strinden
Eagles	Kermott	Meyer	Thorsgard
Erickson	Kingsbury	Miedema	Tinjum
Froeber	Kloubec	Murphy	Tweten
Ganser	Kretschmar	Nermyr	Vander Vorst
Garnas	LaGrave	Olson	Wagner
Gronneberg	Lang	Opedahl	Weber
Grubb	Langley	Orange	Winge
Haugland	Laske	Peterson	Winkjer
Hausauer, A.	Laughlin	Poyzer	Mr. Speaker
Hausauer, L.			

Those voting in the negative were:

Fleming	Gunderson	Olin	Timm
Freborg	Hartl	Rau	Watkins
Gackle	Jaeger	Rundle	Wilkie
Gengler	Knudson	Stoltenow	

Absent and not voting:

Larson Welder

So the bill passed and the title was agreed to.

Senate Bill No. 2357. A Bill for an Act making a deficiency appropriation for personal property tax replacement for the fiscal year ending June 30, 1973, 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, 96; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rice
Austin	Hausauer, A.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royse
Bassingthwaite	Hensrud	Livingston	Rued
Berg	Hentges	Lodoen	Rundle
Bridston	Herman	Lundene	Schindler

Christensen, H.	Hickle	McGauvran	Scotfield
Christensen, R.	Hildebrand	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Nermyr	Tinjum
Froeber	Kingsbury	Olin	Tweten
Gackle	Kloubec	Olson	Vander Vorst
Ganser	Knudson	Opedahl	Wagner
Garnas	Kretschmar	Orange	Watkins
Gengler	LaGrave	Peterson	Weber
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Laske	Raymond	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker

Those voting in the negative were:
Murphy

Absent and not voting:
Backlin Hilleboe Larson Welder
Hausauer, L.

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 2362. A Bill for an Act to amend and reenact section 24-09-08.1 of the North Dakota Century Code, relative to highway fund and increasing amount to be expended therefrom.

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, 2; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Leibhan	Royse
Backes	Hendrickson	Linderman	Rued
Backlin	Hensrud	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	McGauvran	Scotfield
Bridston	Hickle	Marsden	Solberg
Christensen, H.	Hildebrand	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dotzenrod	Jenkins	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kingsbury	Olin	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Weber
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Hartl	Laughlin	Rice	

Those voting in the negative were:

Jaeger Murphy
Absent and not voting:
Dornacker Hilleboe Lundene Welder
Hausauer, L.

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. 1011

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Lee 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. 1011

And the Speaker signed the same in the presence of the House of Representatives.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4024. A Concurrent Resolution urging the United States Congress to enact effective legislation to deal with strikes in the transportation industry.

Was read the second time.

Rep. Gengler requested a recorded roll call vote.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 70; nays, 28; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson	Rivinius
Austin	Hausauer, L.	Laske	Rued
Backes	Hendrickson	Lee	Schindler
Backlin	Hensrud	Leibhan	Scotfield
Berg	Hentges	Linderman	Stone
Bridston	Herman	Marsden	Streibel
Christensen, H.	Hickle	Martinson	Strinden
Christensen, R.	Jacob	Mertens	Thorsgard
Dornacker	Jacobson	Miedema	Timm
Dotzenrod	Jaeger	Olin	Tinjum
Eagles	Jenkins	Olson	Tweten
Erickson	Johnson, K.	Opedahl	Vander Vorst
Froeber	Kermott	Peterson	Wagner
Gackle	Kloubec	Poyzer	Watkins
Ganser	Knudson	Rau	Weber
Garnas	Kretschmar	Raymond	Winge
Gronneberg	Lang	Reimers	Winkjer
Grubb	Langley		

Those voting in the negative were:

Bassingthwaite	Hausauer, A.	Lundene	Orange
Dick	Hildebrand	McGauvran	Rice
Fleming	Johnson, H.	Matheny	Royse
Freborg	Kingsbury	Metzger	Rundle
Gengler	LaGrave	Meyer	Solberg
Hartl	Laughlin	Murphy	Wilkie
Haugland	Livingston	Nermyr	Mr. Speaker

Absent and not voting:

Hilleboe	Lodoen	Stoltenow	Welder
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So the Senate Concurrent Resolution was declared adopted.

MOTION

Rep. Ganser moved that Senate Concurrent Resolution No. 4033 be re-referred to the Committee on State and Federal Government, which motion prevailed.

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1011

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1011

Which the President has signed.

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4053. A Concurrent Resolution urging Congress to provide funds to the appropriate agency for construction of a scenic road in the North Dakota Badlands connecting the three units of the Theodore Roosevelt National Memorial Park.

Was read the second time.

Rep. Backes requested a recorded roll call vote.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 42; nays, 58; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Gunderson	Laughlin	Peterson
Backes	Haugland	Linderman	Raymond
Bassingthwaite	Hausauer, A.	Lundene	Rued
Christensen, R.	Herman	McGauvran	Scotfield
Dotzenrod	Hickle	Martinson	Stone
Fleming	Hilleboe	Mertens	Vander Vorst
Freborg	Jacob	Meyer	Wagner
Gackle	Jacobson	Olin	Weber
Garnas	Johnson, H.	Opedahl	Wilkie
Gengler	Kretschmar	Orange	Winge
Gronneberg	Langley		

Those voting in the negative were:

Austin	Hensrud	Leibhan	Rivinius
Backlin	Hentges	Livingston	Royse
Berg	Hildebrand	Lodoen	Rundle
Bridston	Jaeger	Marsden	Schindler
Christensen, H.	Jenkins	Matheny	Streibel
Dick	Johnson, K.	Metzger	Strinden
Dornacker	Kermott	Miedema	Thorsgard
Eagles	Kingsbury	Murphy	Timm
Erickson	Kloubec	Nermyr	Tinjum
Froeber	Knudson	Olson	Tweten
Ganser	LaGrave	Poyzer	Watkins
Grubb	Lang	Rau	Welder
Hartl	Larson	Reimers	Winkjer
Hausauer, L.	Laske	Rice	Mr. Speaker
Hendrickson	Lee		

Absent and not voting:

Solberg Stoltenow

So the Senate Concurrent Resolution was declared lost.

SECOND READING OF HOUSE BILLS

House Bill No. 1304. A Bill for an Act to amend and reenact

subsections 2 and 3 of section 57-37-24 of the North Dakota Century Code, relating to collection and distribution of 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, 96; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hensrud	Livingston	Rued
Berg	Hentges	Lodoen	Rundle
Bridston	Herman	Lundene	Schindler
Christensen, H.	Hickle	McGauvran	Scotfield
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Murphy	Tweten
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker

Those voting in the negative were:

Gackle	Jaeger	Meyer
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Absent and not voting:

Jacobson	Solberg	Thorsgard
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So the bill passed and the title was agreed to.

MOTIONS

Rep. Hensrud moved that the House do concur on the Senate amendments to House Bill No. 1217, and that House Bill No. 1217 be placed on the calendar, which motion prevailed.

Rep. Hensrud moved that the House do concur on the Senate amendments to House Bill No. 1254, and that House Bill No. 1254 be placed on the calendar, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1243

Senate Bill No. 2089

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 1078, 1098, 1151, 1405, and House Concurrent Resolution No. 3083.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate

has concurred in the House amendment to Senate Bills Nos. 2046, 2081, 2090, 2091, 2363 and 2419.

LEO LEIDHOLM, Secretary

Senate Chamber

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. 1464

Senator Holand

Senator Solberg

Senator Strand

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following House Bills Nos. 1048 and 1203, on which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following Senate Bill No. 2146, on which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the Conference Committee report on Senate Bill No. 2266.

The President has appointed a new Conference Committee to serve with a like Committee from the House.

On Senate Bill No. 2266

Senator Ringsak

Senator Freed

Senator Barth

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1067. A Bill for an Act to amend and reenact section 58-04-05 of the North Dakota Century Code, relating to the extension of voting hours at township elections.

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, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rivinius
Austin	Hausauer, L.	Lee	Royse
Backes	Hendrickson	Leibhan	Rued
Backlin	Hentges	Linderman	Rundle
Bassingthwaite	Herman	Livingston	Schindler
Berg	Hickle	Lodoen	Scofield
Bridston	Hildebrand	Lundene	Solberg
Christensen, H.	Hilleboe	McGauvran	Stoltenow
Christensen, R.	Jacob	Marsden	Stone
Dick	Jacobson	Martinson	Streibel
Dornacker	Jaeger	Matheny	Strinden
Dotzenrod	Jenkins	Mertens	Thorsgard
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Murphy	Tweten
Freborg	Kingsbury	Nermyr	Vander Vorst

Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gronneberg	Lang	Poyzer	Wilkie
Grubb	Langley	Raymond	Winge
Gunderson	Larson	Reimers	Winkjer
Hartl	Laske	Rice	Mr. Speaker
Haugland			
Absent and not voting:			
Gengler	Metzger	Peterson	Rau
Hensrud			

So the bill passed and the title was agreed to.

House Bill No. 1536. A Bill for an Act to authorize agreements between the state treasurer, state tax commissioner and the various recognized Indian tribes on reservations lying wholly or partly in 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, 6; nays, 87; absent and not voting, 9.

Those voting in the affirmative were:

Dotzenrod	Meyer	Solberg	Wilkie
Jacob	Rau		

Those voting in the negative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Leibhan	Rued
Backlin	Hendrickson	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scofield
Bridston	Hickle	Lundene	Stoltenow
Christensen, H.	Hildebrand	McGauvran	Stone
Christensen, R.	Hilleboe	Marsden	Streibel
Dick	Jacobson	Martinson	Strinden
Dornacker	Jaeger	Matheny	Timm
Eagles	Jenkins	Mertens	Tinjum
Erickson	Johnson, H.	Metzger	Tweten
Fleming	Johnson, K.	Miedema	Vander Vorst
Freborg	Kermott	Murphy	Wagner
Froeber	Kingsbury	Nermyr	Watkins
Gackle	Kloubec	Olson	Weber
Ganser	Knudson	Opedahl	Welder
Garnas	Kretschmar	Orange	Winge
Grubb	LaGrave	Poyzer	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker
Hartl	Laske	Rice	

Absent and not voting:

Gengler	Lang	Olin	Reimers
Gronneberg	Langley	Peterson	Thorsgard
Hensrud			

So the bill lost.

POINT OF PERSONAL PRIVILEGE

Rep. Jenkins: "Mr. Speaker:

"I rise on a point of personal privilege.

"Rep. Dornacker was playing with \$500,000 a little bit ago, and it probably needs some explanation and it probably has to do with Senate Bill No. 2026.

"Some years ago we passed a personal property tax repeal on a formula. We got in so much trouble the next session back

here, we had to change the formula for pay back, as we could not possibly make the payment. Now we find we are still \$500,000 short.

"When we do pass gyration legislation like we are talking about, it might be a lot worse than \$500,000."

SECOND READING OF A HOUSE BILL

House Bill No. 1141. A Bill for an Act to amend and reenact section 39-04-10.1 of the North Dakota Century Code, relating to a manufacturer's registration plate.

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, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rice
Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Royse
Backlin	Hendrickson	Leibhan	Rued
Bassingthwaite	Hentges	Linderman	Rundle
Berg	Herman	Livingston	Schindler
Bridston	Hickle	Lodoen	Scofield
Christensen, H.	Hildebrand	Lundene	Solberg
Christensen, R.	Hilleboe	McGauvran	Stoltenow
Dick	Jacob	Marsden	Stone
Dornacker	Jacobson	Martinson	Streibel
Dotzenrod	Jaeger	Matheny	Strinden
Eagles	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Timm
Fleming	Johnson, K.	Meyer	Tweten
Freborg	Kermott	Murphy	Vander Vorst
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Poyzer	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker
Hartl			

Absent and not voting:

Hensrud	Olin	Peterson	Tinjum
Miedema			

So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1011

Was delivered to the Governor for his approval at the hour of 4:30 o'clock P.M., March 7, 1973.

REP. MIEDEMA, Chairman

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3003. A Concurrent Resolution calling for a continuing study of the Uniform Probate Code introduced in the Forty-third Legislative Assembly as House Bill No. 1040.

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, 95; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Leibhan	Rued
Backlin	Hendrickson	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scofield
Bridston	Hickle	Lundene	Solberg
Christensen, H.	Hildebrand	McGauvran	Stoltenow
Christensen, R.	Jacob	Marsden	Stone
Dick	Jacobson	Martinson	Streibel
Dornacker	Jaeger	Matheny	Strinden
Dotzenrod	Jenkins	Mertens	Thorsgard
Eagles	Johnson, H.	Metzger	Timm
Erickson	Johnson, K.	Meyer	Tweten
Fleming	Kermott	Murphy	Vander Vorst
Freborg	Kingsbury	Nermyr	Wagner
Froeber	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker
Hartl	Laske	Rice	

Those voting in the negative were:

Gackle

Absent and not voting:

Hensrud	Miedema	Reimers	Tinjum
Hilleboe	Olin		

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3006. A Concurrent Resolution directing the Legislative Council to continue the study directed by House Concurrent Resolution No. 3050 adopted by the Forty-second Legislative Assembly, relating to the revision and modernization of the criminal laws of this state, and directing the Legislative Council to seek available federal funds to assist the Council in carrying out the study.

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, 96; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Rice
Austin	Haugland	Lee	Rivinius
Backes	Hausauer, A.	Leibhan	Royse
Backlin	Hausauer, L.	Linderman	Rued
Bassingthwaite	Hendrickson	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Kermott	Murphy	Tinjum
Freborg	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Watkins

Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker

Absent and not voting:

Hensrud	Johnson, K.	Olin	Wagner
Hilleboe	Miedema		

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3035. A concurrent resolution directing the Legislative Council to conduct a study of where interest earned on dedicated public funds is deposited.

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, 92; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hartl	Laughlin	Reimers
Austin	Haugland	Lee	Rivinius
Backes	Hausauer, A.	Leibhan	Royce
Backlin	Hausauer, L.	Linderman	Rued
Bassingthwaite	Hendrickson	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Kermott	Meyer	Timm
Fleming	Kingsbury	Murphy	Tweten
Freborg	Kloubec	Nermyr	Vander Vorst
Froeber	Knudson	Olson	Watkins
Gackle	Kretschmar	Opedahl	Weber
Ganser	LaGrave	Orange	Welder
Garnas	Lang	Peterson	Wilkie
Gengler	Langley	Poyzer	Winge
Gronneberg	Larson	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker

Those voting in the negative were:

Jaeger	Rice
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Absent and not voting:

Grubb	Hilleboe	Miedema	Tinjum
Hensrud	Johnson, K.	Olin	Wagner

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3043. A Concurrent Resolution directing the Legislative Council to study and review the functions and utilization of the state communications system.

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, 4; absent and not voting, 11.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Royce

Backlin	Hentges	Livingston	Rued
Bassingthwaite	Herman	Lodoen	Schindler
Berg	Hickle	Lundene	Scofield
Bridston	Hildebrand	McGauvran	Solberg
Christensen, H.	Jacob	Marsden	Stoltenow
Dick	Jacobson	Martinson	Stone
Dornacker	Jenkins	Matheny	Streibel
Dotzenrod	Johnson, H.	Mertens	Strinden
Eagles	Kermott	Metzger	Thorsgard
Erickson	Kingsbury	Meyer	Timm
Fleming	Kloubec	Murphy	Tweten
Freborg	Knudson	Nermyr	Vander Vorst
Froeber	Kretschmar	Olson	Watkins
Gackle	LaGrave	Orange	Weber
Ganser	Lang	Peterson	Wilkie
Garnas	Langley	Poyzer	Winge
Gronneberg	Larson	Rau	Winkjer
Gunderson	Laske	Raymond	Mr. Speaker
Hartl	Laughlin	Reimers	

Those voting in the negative were:

Gengler	Jaeger	Rundle	Welder
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Absent and not voting:

Christensen, R.	Hensrud	Miedema	Tinjum
Grubb	Hilleboe	Olin	Wagner
Haugland	Johnson, K.	Opedahl	

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3051. A Concurrent Resolution directing the Legislative Council to study the aspects of implementation, operation, and utilization of a municipal bond purchase fund in the Bank of North Dakota for the purpose of purchasing general obligation and certain revenue bonds of 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, 90; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Royle
Austin	Hausauer, L.	Linderman	Rued
Backes	Hendrickson	Livingston	Schindler
Backlin	Hentges	Lodoen	Scofield
Bassingthwaite	Herman	Lundene	Solberg
Berg	Hickle	McGauvran	Stoltenow
Bridston	Hildebrand	Marsden	Stone
Christensen, H.	Jacob	Martinson	Streibel
Dick	Jacobson	Matheny	Strinden
Dotzenrod	Jenkins	Mertens	Thorsgard
Eagles	Johnson, H.	Metzger	Timm
Erickson	Kermott	Meyer	Tinjum
Fleming	Kingsbury	Murphy	Tweten
Freborg	Kloubec	Nermyr	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Orange	Watkins
Ganser	LaGrave	Peterson	Weber
Garnas	Lang	Poyzer	Welder
Gengler	Langley	Raymond	Wilkie
Gronneberg	Larson	Reimers	Winge
Gunderson	Laske	Rice	Winkjer
Hartl	Laughlin	Rivinius	Mr. Speaker
Haugland	Lee		

Those voting in the negative were:

Jaeger	Rau	Rundle
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Absent and not voting:

Christensen, R.	Hensrud	Johnson, K.	Olin
Dornacker	Hilleboe	Miedema	Opedahl
Grubb			

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3063. A Concurrent Resolution directing the Legislative Council to study vocational education.

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, 93; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Royse
Austin	Hendrickson	Leibhan	Rued
Backes	Hentges	Linderman	Rundle
Backlin	Herman	Livingston	Schindler
Bassingthwaite	Hickle	Lodoen	Scofield
Berg	Hildebrand	Lundene	Solberg
Bridston	Hilleboe	McGauvran	Stoltenow
Christensen, H.	Jacob	Marsden	Stone
Dick	Jacobson	Martinson	Streibel
Dotzenrod	Jaeger	Matheny	Strinden
Eagles	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Timm
Fleming	Kermott	Meyer	Tinjum
Freborg	Kingsbury	Murphy	Tweten
Froeber	Kloubec	Nermyr	Vander Vorst
Gackle	Knudson	Olson	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Weber
Gengler	Lang	Poyzer	Welder
Gronneberg	Langley	Rau	Wilkie
Gunderson	Larson	Raymond	Winge
Hartl	Laske	Reimers	Winkjer
Haugland	Laughlin	Rice	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Christensen, R.	Hensrud	Miedema	Opedahl
Dornacker	Johnson, K.	Olin	Rivinius
Grubb			

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3074. A Concurrent Resolution directing a study by the Legislative Council to determine the feasibility of state administration of the Occupational Safety and Health Act.

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, 90; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

Atkinson	Hendrickson	Linderman	Rued
Austin	Hentges	Livingston	Rundle
Backes	Herman	Lodoen	Schindler
Backlin	Hickle	Lundene	Scofield
Bassingthwaite	Hildebrand	McGauvran	Solberg
Berg	Hilleboe	Marsden	Stoltenow
Bridston	Jacob	Martinson	Stone
Christensen, H.	Jacobson	Matheny	Streibel

Dotzenrod	Jenkins	Mertens	Strinden
Erickson	Johnson, H.	Metzger	Thorsgard
Fleming	Kermott	Meyer	Timm
Freborg	Kingsbury	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Orange	Wagner
Garnas	LaGrave	Peterson	Watkins
Gengler	Lang	Poyzer	Weber
Gronneberg	Langley	Rau	Welder
Gunderson	Larson	Raymond	Wilkie
Hartl	Laske	Reimers	Winge
Haugland	Laughlin	Rice	Winkjer
Hausauer, A.	Lee	Royse	Mr. Speaker
Hausauer, L.	Leibhan		

Those voting in the negative were:

Jaeger

Absent and not voting:

Christensen, R.	Eagles	Johnson, K.	Opedahl
Dick	Grubb	Miedema	Rivinius
Dornacker	Hensrud	Olin	

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 3089. A Concurrent Resolution calling for a Legislative Council study to determine how North Dakota can best care for and educate the deaf-blind children in 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, 94; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Royse
Austin	Hendrickson	Leibhan	Rued
Backes	Hentges	Linderman	Rundle
Backlin	Herman	Livingston	Schindler
Bassingthwaite	Hickle	Lodoen	Scofield
Berg	Hildebrand	Lundene	Solberg
Bridston	Hilleboe	McGauvran	Stoltenow
Christensen, H.	Jacob	Marsden	Stone
Christensen, R.	Jacobson	Martinson	Streibel
Dick	Jaeger	Matheny	Strinden
Dotzenrod	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Timm
Fleming	Johnson, K.	Meyer	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Orange	Watkins
Garnas	Kretschmar	Peterson	Weber
Gengler	LaGrave	Poyzer	Welder
Gronneberg	Lang	Rau	Wilkie
Gunderson	Langley	Raymond	Winge
Hartl	Larson	Reimers	Winkjer
Haugland	Laske	Rice	Mr. Speaker
Hausauer, A.	Laughlin		

Absent and not voting:

Dornacker	Grubb	Miedema	Opedahl
Eagles	Hensrud	Murphy	Rivinius

So the House Concurrent Resolution was declared adopted.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Legislative Council Resolutions has had the following under consideration:

House Concurrent Resolution No. 3004
 House Concurrent Resolution No. 3011
 House Concurrent Resolution No. 3022
 House Concurrent Resolution No. 3038
 House Concurrent Resoluion No. 3045
 House Concurrent Resolution No. 3047
 House Concurrent Resolution No. 3049
 House Concurrent Resolution No. 3052
 House Concurrent Resolution No. 3054
 House Concurrent Resolution No. 3056
 House Concurrent Resolution No. 3059
 House Concurrent Resolution No. 3065
 House Concurrent Resolution No. 3066
 House Concurrent Resolution No. 3069
 House Concurrent Resolution No. 3075
 House Concurrent Resolution No. 3076
 House Concurrent Resolution No. 3077
 House Concurrent Resolution No. 3078
 House Concurrent Resolution No. 3080
 House Concurrent Resolution No. 3081
 House Concurrent Resolution No. 3082
 House Concurrent Resolution No. 3088

And recommends that the same be indefinitely postponed.

REP. JENKINS, Chairman

Representative Jenkins moved that the report be adopted.

The above resolutions were explained and acted upon individually as follows:

House Concurrent Resolution No. 3004 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3011 was indefinitely postponed on a division vote.

House Concurrent Resolution No. 3022 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3038 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3045 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3047 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3049 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3052 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3054 was indefinitely postponed on a voice vote.

Rep. Herman moved a substitute motion that House Concurrent Resolution No. 3056 be placed on the calendar, which motion prevailed.

House Concurrent Resolution No. 3056 was placed on the calendar.

House Concurrent Resolution No. 3059 was indefinitely postponed on a voice vote.

Rep. Gackle moved a substitute motion that House Concurrent Resolution No. 3065 be placed on the calendar, which motion prevailed.

House Concurrent Resolution No. 3065 was placed on the calendar.

House Concurrent Resoluion No. 3066 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3069 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3075 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3076 was indefinitely postponed on a voice vote.

Rep. Gackle moved that House Concurrent Resolution No. 3077 be placed on the calendar, which motion failed.

House Concurrent Resolution No. 3077 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3078 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3080 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3081 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3082 was indefinitely postponed on a voice vote.

House Concurrent Resolution No. 3088 was indefinitely postponed on a voice vote.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Weber for the introduction of a bill, which request has been approved.

REP. STREIBEL, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Rundle for the introduction of a bill, which request has been approved.

REP. STREIBEL, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF A CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2030 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate
 Senator Peterson
 Senator Sandness
 Senator Rait

For the House
 Rep. Atkinson
 Rep. Kretschmar
 Rep. Orange

Rep. Atkinson moved that the report be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that the House reconsider its action by which House Concurrent Resolution No. 3011 was indefinitely postponed, which motion prevailed.

Rep. Strinden moved that House Concurrent Resolution No. 3011 be placed on the calendar, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3011. A Concurrent Resolution directing the Legislative Council to conduct an interim study to

determine a means to coordinate the efforts of various state agencies concerned with, and engaged in, the study of freight rates 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, 62; nays, 34; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Hausauer, L.	Larson	Rice
Backes	Hendrickson	Laske	Royce
Bassingthwaite	Hensrud	Laughlin	Rued
Bridston	Hickle	Leibhan	Schindler
Christensen, H.	Hildebrand	Livingston	Stoltenow
Christensen, R.	Jacob	Lundene	Stone
Dick	Jacobson	McGauvran	Streibel
Dornacker	Johnson, H.	Matheny	Strinden
Dotzenrod	Johnson, K.	Mertens	Tinjum
Erickson	Kermott	Meyer	Tweten
Froeber	Kingsbury	Opedahl	Vander Vorst
Ganser	Knudson	Orange	Weber
Gengler	Kretschmar	Poyzer	Wilkie
Gronneberg	LaGrave	Rau	Winge
Haugland	Lang	Raymond	Mr. Speaker
Hausauer, A.	Langley		

Those voting in the negative were:

Backlin	Herman	Martinson	Scofield
Eagles	Hilleboe	Metzger	Solberg
Fleming	Jaeger	Murphy	Thorsgard
Freborg	Jenkins	Nermyr	Timm
Gackle	Kloubec	Olin	Wagner
Garnas	Lee	Olson	Watkins
Gunderson	Linderman	Rivinius	Welder
Hartl	Lodoen	Rundle	Winkjer
Hentges	Marsden		

Absent and not voting:

Atkinson	Grubb	Peterson	Reimers
Berg	Miedema		

So the House Concurrent Resolution was declared adopted.

MOTIONS

Rep. Hilleboe moved that the House do concur on the Senate amendments to House Bill No. 1085, and that House Bill No. 1085 be placed on the calendar, which motion prevailed.

Rep. K. Johnson moved that the House do concur on the Senate amendments to House Bill No. 1378, and that House Bill No. 1378 be placed on the calendar, which motion prevailed.

Rep. Dick moved that the House do concur on the Senate amendments to House Bill No. 1395, and that House Bill No. 1395 be placed on the calendar, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Weber through the Committee on Delayed Bills introduced:

House Bill No. 1538. A Bill for an Act to amend and reenact sections 57-02-27, 57-02-34, and 57-05-01 of the North Dakota Century Code, providing for the classification of property for purposes of taxation.

Was read the first time and referred to the Committee on Finance and Taxation.

Rep. Rundle through the Committee on Delayed Bills introduced:

House Bill No. 1539. A Bill for an Act to amend and reenact

sections 11-09-19, 11-09-22, and 11-09-24 of the North Dakota Century Code, relating to the appointment of sheriffs, county judges, and superintendents of schools in counties adopting a short form of county managership.

Was read the first time and referred to the Committee on Political Subdivisions.

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 amended as follows:

On page 1, line 1 delete everything after "A BILL" and insert in lieu thereof the following:

"for an Act to provide a real property tax exemption for improvements to commercial buildings and structures.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. DECLARATION AND FINDING OF PUBLIC PURPOSE.) The legislative assembly hereby declares and finds that the present method of assessment and taxation of real property discourages the investment of private capital in the rehabilitation and remodeling of commercial buildings and structures with the result that such properties have been allowed by their owners to decay, become in need of repair, modernization, and replacement, and that such conditions have resulted in a decreased tax base. The legislative assembly further finds that it is in the public interest and for the welfare of the state of North Dakota, its political subdivisions, and its citizens to encourage the investment of private capital in improvements to commercial buildings and structures, thereby encouraging the production of wealth, improving the volume of employment, and preserving and increasing the property tax base. It is the intent of the legislative assembly that the exemptions from taxation provided for in this Act provide an alternative to the property tax exemptions provided for in chapters 40-57 and 40-57.1.

SECTION 2. IMPROVEMENT DEFINED.) In this Act, unless the context or subject matter otherwise requires, the term "improvement" means the renovation, remodeling, or alteration, but not the replacement, of an existing building or structure for use for commercial purposes, and use for commercial purposes shall not include use for residential purposes. An addition constructed to an existing building or structure to enlarge it shall not be regarded as an improvement for the purposes of this Act.

SECTION 3. TAX EXEMPTION FOR IMPROVEMENTS TO COMMERCIAL BUILDINGS AND STRUCTURES — PROPERTY OWNER'S CERTIFICATE.) Improvements to commercial buildings and structures as defined in this Act may be exempt from assessment and taxation for three years from the date of commencement of making the improvements. The exemption provided by this Act shall apply only to that part of the valuation resulting from the improvements which is over and above the assessed valuation, exclusive of the land, placed upon the building or structure for the last assessment period immediately preceding the date of commencement of the improvements. Any person, corporation, association, or organization owning real property and claiming an exemption pursuant to the provisions of this Act shall file with the assessor a certificate setting out the facts upon which the claim for exemption is based. The assessor shall furnish a copy of the certificate to the county director of tax equalization. The assessor shall determine whether the improvements qualify for the exemption, and if he determines that the exemption should apply, upon approval of the governing body, the exemption shall be valid for the three year period and shall not terminate upon the

sale or exchange of the property but shall be transferable to subsequent owners for such three year period. If the certificate is not filed as herein provided, the assessor shall regard the improvements as nonexempt and shall assess them as such. The decision of the assessor shall be subject to correction, abatement, and appeal in the manner provided by law for other assessments."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Rice 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. 2177 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3 of the engrossed bill delete the numerals "57-52-04,"

On page 1, line 4 delete the numerals "57-53-02,"

On page 1, line 5 delete the last comma and numerals " , 57-56-01"

On page 3a delete lines 11 through 28

On page 4, line 2 delete the last word "five" and insert in lieu thereof the word "two"

On page 5, line 6 delete comma and words " , jet aviation"

On page 5 delete lines 8 through 18

On page 8, line 12 delete everything after the word "therein"

On page 8, delete all of line 13

On page 8, line 14 delete everything before the semicolon

On page 9, line 35 delete the word "five" and insert in lieu thereof the word "two"

On page 10, line 13 after the period insert the following: **"The state tax commissioner, in his discretion for good cause shown, may waive all or any part of the penalty provided by this section."**

On page 10, delete lines 30 through 35

On page 11, delete lines 1 through 11

On page 11, line 23 delete the triple parentheses before the comma

On page 11, line 24 delete the triple parentheses after the first word "fuel"

On page 11, line 29 after the word "gasoline" insert the following: **" , jet aviation motor fuel"**

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 2183 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 23, of the engrossed bill after the word "of" insert the words "two-thirds of" and also on line 23, place triple parentheses around the word "entire"

On page 2, delete lines 5 through 9 and insert in lieu thereof the following:

- a. **Conviction of a crime involving moral turpitude, or an act of gross immorality satisfactorily shown to have been committed by the teacher;**
- b. **Willful refusal to obey reasonable directions of his superior or the board;"**

On page 2, line 14, after the word "disability" insert the following: "that renders him unfit or unable to perform his duties as a teacher"

And renumber the lines, and pages accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Hendrickson 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. 2288 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.

Senate Bill No. 2288 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2312 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.

Senate Bill No. 2312 was indefinitely postponed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following Conference Committees:

On Senate Bill No. 2219:

Rep. Kretschmar
Rep. Olson
Rep. Gronneberg

On Senate Bill No. 2286:

Rep. Stone
Rep. Lundene
Rep. Winkjer

On Senate Concurrent Resolution No. 4008:

Rep. Ganser
Rep. Metzger
Rep. Weber

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order of Business, the House stand recessed until 1:00 p.m., Thursday, March 8, 1973, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Concurrent Resolution No. 4005. A Concurrent Resolution for a study by the Legislative Council of the field of land use planning and zoning at the state, regional, and local levels; and authorizing the Legislative Council to seek federal funds to help defray the cost of the study.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4006. A Concurrent Resolution directing a study by the Legislative Council for the purpose of determining if some control is needed over the location and construction of power transmission lines, both public and private.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4021. A concurrent resolution providing for a study by the Legislative Council of the functions,

responsibilities, and operations of the Extension Division and the Experiment Stations of the North Dakota State University of Agriculture and Applied Science.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4023. A Concurrent Resolution providing for a study by the Legislative Council of the North Dakota Workmen's Compensation laws and program and the Workmen's Compensation Bureau responsibilities in the employment safety field.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4027. A Concurrent Resolution directing the Legislative Council to conduct an interim study of law enforcement and regulatory activities in the State of North Dakota.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4030. A Concurrent Resolution directing a study by the Legislative Council to determine the feasibility and desirability of legislation regulating clay, sand, and gravel pit and other land disturbing operations.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

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.

Which was read the first time and referred to the Committee on Judiciary.

Senate Concurrent Resolution No. 4035. A Concurrent Resolution directing the Legislative Council to make a study of necessary legislation and costs to the State of North Dakota to comply with the Federal Environmental Pesticide Control Act of 1972, requiring implementation of training programs for certification of all commercial and private applicators of pesticide chemicals.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4037. A Concurrent Resolution directing the Legislative Council to conduct a continuing study of financing of elementary and secondary schools.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4039. A Concurrent Resolution directing the Legislative Council to study the laws, practices and procedures involved and concerned with the North Dakota sales, market, productivity and other studies for assessment purposes.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4048. A concurrent Resolution directing the Legislative Council to conduct a study of cooperative vocational education programs between and among school districts, and to determine the feasibility of providing incentive payments to school districts which send students to other districts for vocational education programs.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4064. A Concurrent Resolution directing the Legislative Council to study the impact and

ramifications of issuance of bonds by junior colleges; the impact of state aid to junior colleges; the division of vocational education services between colleges, universities, and secondary schools; the possibility of commingling vocational and special education funds and distributing them through the Foundation Program while retaining flexibility of administration; and the impact of various factors, legal and economic, on all phases of educational finance.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4065. A Concurrent Resolution directing a study by the Legislative Council in order to determine the adequacy of present environmental laws and their enforcement.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

Senate Concurrent Resolution No. 4066. A Concurrent Resolution commending the North Dakota Congressional Delegation for its opposition to President Richard M. Nixon's budget cuts affecting rural America.

Which was read the first time and referred to the Committee on Agriculture.

Senate Concurrent Resolution No. 4069. A Concurrent Resolution requesting the Congress of the United States to adopt an amendment to the United States Constitution for ratification by the states which will guarantee the right of the unborn human to life throughout its intrauterine development subordinate only to saving the life of the mother.

Which was read the first time and referred to the Committee on Judiciary.

Pursuant to Rep. Streibel's motion, the House stood recessed until 1:00 p.m., Thursday, March 8.

ROY GILBREATH, Chief Clerk

FORTY-SEVENTH DAY AFTER RECESS
AND FORTY-EIGHTH DAY

Bismarck, March 8, 1973

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1535

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on

House Bill No. 1534

House Concurrent Resolution No. 3003

House Concurrent Resolution No. 3006

House Concurrent Resolution No. 3011

House Concurrent Resolution No. 3035

House Concurrent Resolution No. 3043

House Concurrent Resolution No. 3051

House Concurrent Resolution No. 3063

House Concurrent Resolution No. 3074

House Concurrent Resolution No. 3089

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has reconsidered its action by which it did not concur on the Senate amendments to House Bill No. 1304, and the House now does concur on the Senate amendments to House Bill No. 1304, and the Conference Committee previously appointed has been discharged.

ROY GILBREATH, Chief Clerk

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1012

House Bill No. 1055

House Bill No. 1091

House Bill No. 1110

House Bill No. 1114

House Bill No. 1136

House Bill No. 1176

House Bill No. 1184

House Bill No. 1214

House Bill No. 1252
 House Bill No. 1276
 House Bill No. 1279
 House Bill No. 1324
 House Bill No. 1370
 House Bill No. 1384
 House Bill No. 1388
 House Bill No. 1391
 House Bill No. 1426
 House Bill No. 1479
 House Bill No. 1516
 House Bill No. 1519

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Representative Thorsgard 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. 1058
 House Bill No. 1162
 House Bill No. 1265
 House Bill No. 1433

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Representative Thorsgard moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 2075. A Bill for an Act to amend and reenact section 5-02-06 of the North Dakota Century Code, relating to the employment of musicians under twenty-one years of age in establishments where alcoholic beverages are sold, 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, 69; nays, 9; absent and not voting, 24.

Those voting in the affirmative were:

Atkinson	Hendrickson	Linderman	Rued
Austin	Hensrud	Livingston	Rundle
Backes	Hentges	Lodoen	Schindler
Backlin	Herman	Lundene	Scofield
Bassingthwaite	Hilleboe	McGauvran	Stone
Berg	Jacob	Martinson	Streibel
Dick	Jacobson	Matheny	Strinden
Dornacker	Johnson, K.	Metzger	Timm
Dotzenrod	Kermott	Murphy	Tinjum
Eagles	Knudson	Nermyr	Vander Vorst
Erickson	Kretschmar	Olson	Watkins
Froeber	LaGrave	Orange	Weber
Gackle	Lang	Rau	Welder
Ganser	Langley	Raymond	Wilkie
Garnas	Larson	Rice	Winge
Gronneberg	Laughlin	Rivinius	Winkjer
Gunderson	Leibhan	Royse	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Christensen, H.	Kloubec	Lee	Poyzer
Grubb	Laske	Meyer	Stoltenow
Jaeger			

Absent and not voting:			
Bridston	Haugland	Kingsbury	Peterson
Christensen, R.	Hausauer, L.	Marsden	Reimers
Fleming	Hickle	Mertens	Solberg
Freborg	Hildebrand	Miedema	Thorsgard
Gengler	Jenkins	Olin	Tweten
Hartl	Johnson, H.	Opedahl	Wagner

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Representative Streibel moved that the vote by which Senate Bill No. 2075 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Hilleboe: "Mr. Speaker:

"I rise on a point of personal privilege and request that my remarks be printed in the Journal, and then forwarded to the Attorney General for appropriate action.

"Yesterday I appeared before the Industry and Business Committee in the Senate. We have heard of problems before on lobbyists. A man flew in from Chicago to appear against the bill. He stayed in this chamber and in the capitol with other members appearing on his behalf to lobby. The gentlemen in question is Edward H. DeHart. He represents book publishers, and he lives in Washington, D. C. He registered as a lobbyist this morning. Our state statutes state that you shall register as a lobbyist within one week after your date of employment. I have a letter in front of me which this gentleman wrote on February 20. He registered as a lobbyist this morning, to my knowledge because I complained yesterday about the fact that he and some of his associates were button-holing legislators — specifically senators. They followed them in here and down the halls and kept it up with them in later hours.

"Section 54-05-09 states that the Attorney General, upon information, shall bring prosecutions for the violation of this law. I wish to have this forwarded to the Attorney General for his observations.

"I further relate to the same group of people, or anybody else concerned, that Section 12-09-17 of our Century Code states specifically it shall be unlawful for any person acting as legislative counsel or legislative agent to attempt personally and directly to influence any member of the legislative assembly to vote for or against any measure pending therein, otherwise than by appearing before the regular committees thereof when in session, or by newspaper publications, or by public addresses, or by written or printed statements, arguments, or briefs, delivered to each member of the legislative assembly. I further relate from 12-09-18, in the last sentence, 'It shall be unlawful for any person to solicit support of or opposition to any measure from any member individually anywhere within the capitol.' This is punishable by the attorney general, upon information, to prosecute violations of said section. I ask that this be brought to the attention of the attorney general.

"I heard in this Assembly a talk — or a speech, if you wish — by one of the members complaining about certain lobbyists. I don't know who they were. They didn't affect me. But, they were button-holing people. This time I was involved. I object, and I hope our attorney general takes appropriate action.

"I think it is too bad when some of our better lobbyists who are doing an excellent job are going to have to be black-marked with this. It is high time that if we have these laws and statutes on the books that we enforce them and keep our Legislative Assembly free to make its own determinations rather than be intimidated with threats and general harrassment."

POINT OF PERSONAL PRIVILEGE

Rep. Atkinson: "Mr. Speaker:

"I rise on a point of personal privilege and ask that my remarks be printed in the Journal.

"Mr. Speaker, I do not take issue with my good friend, Rep. Hilleboe. What he says is no doubt correct, and I would agree with each statement he has made. I do rise on behalf of R. W. Wheeler, an attorney in Bismarck and a former member of this House, who has asked me to explain that the failure of this gentleman to register was due entirely to Mr. Wheeler's over-sight. He wanted the House to understand he accepts the responsibility for this over-sight, and deeply regrets it, and when it came to his attention, he had the gentleman register, which took place this morning in the office of the Secretary of State. I tender Mr. Wheeler's apologies to each member of this House for this over-sight."

SECOND READING OF SENATE BILLS

Senate Bill No. 2099. 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 exemption from sales tax of sales to residents of adjoining states and Canada.

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, 11; absent and not voting, 22.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hendrickson	Linderman	Rued
Backlin	Hentges	Livingston	Rundle
Christensen, H.	Herman	Lodoen	Schindler
Dick	Hilleboe	Lundene	Scofield
Dornacker	Jacob	Martinson	Stone
Dotzenrod	Jacobson	Matheny	Streibel
Eagles	Jaeger	Metzger	Strinden
Erickson	Johnson, K.	Meyer	Timm
Froeber	Kermott	Murphy	Tinjum
Gackle	Kloubec	Nermyr	Watkins
Ganser	Knudson	Olson	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Poyzer	Winge
Gronneberg	Langley	Rau	Winkjer
Grubb	Larson	Rice	Mr. Speaker
Gunderson			

Those voting in the negative were:

Bassingthwaite	Kretschmar	McGauvran	Vander Vorst
Berg	Laske	Raymond	Wilkie
Hensrud	Leibhan	Stoltenow	

Absent and not voting:

Bridston	Hickle	Mertens	Reimers
Christensen, R.	Hildebrand	Miedema	Solberg
Fleming	Jenkins	Olin	Thorsgard
Freborg	Johnson, H.	Opedahl	Tweten
Hartl	Kingsbury	Peterson	Wagner
Hausauer, L.	Marsden		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2099 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2145. A Bill for an Act to amend and reenact subsection 4 of section 43-15-15 of the North Dakota Century Code, relating to qualifications of registered pharmacists.

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, 0; absent and not voting, 23.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Royse
Austin	Hendrickson	Leibhan	Rued
Backes	Hensrud	Linderman	Rundle
Backlin	Hentges	Livingston	Schindler
Bassingthwaite	Herman	Lodoen	Scofield
Berg	Hilleboe	Lundene	Stoltenow
Christensen, H.	Jacob	McGauvran	Stone
Dick	Jacobson	Martinson	Streibel
Dotzenrod	Jaeger	Matheny	Strinden
Eagles	Johnson, K.	Metzger	Timm
Erickson	Kermott	Meyer	Tinjum
Froeber	Kloubec	Murphy	Vander Vorst
Gackle	Knudson	Nermyr	Watkins
Ganser	Kretschmar	Olson	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gundersen	Laske	Rice	Mr. Speaker
Haugland	Laughlin	Rivinius	

Absent and not voting:

Bridston	Hausauer, L.	Marsden	Reimers
Christensen, R.	Hickle	Mertens	Solberg
Dornacker	Hildebrand	Miedema	Thorsgard
Fleming	Jenkins	Olin	Tweten
Freborg	Johnson, H.	Opedahl	Wagner
Hartl	Kingsbury	Peterson	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2145 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Herman moved that Senate Bill No. 2149 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2196. A Bill for an Act to amend and reenact subdivision j of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for income received under the United States Civil Service Retirement Act, firemen's relief associations, and policemen's pension funds, and providing a limitation.

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, 22.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hendrickson	Leibhan	Rued

Backlin	Hensrud	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scofield
Christensen, H.	Hilleboe	Lundene	Stoltenow
Dick	Jacob	McGauvran	Stone
Dornacker	Jacobson	Martinson	Streibel
Dotzenrod	Jaeger	Matheny	Strinden
Eagles	Johnson, K.	Metzger	Timm
Erickson	Kermott	Meyer	Tinjum
Froeber	Kloubec	Murphy	Vander Vorst
Gackle	Knudson	Nermyr	Watkins
Ganser	Kretschmar	Olson	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Absent and not voting:			
Bridston	Hickle	Mertens	Reimers
Christensen, R.	Hildebrand	Miedema	Solberg
Fleming	Jenkins	Olin	Thorsgard
Freborg	Johnson, H.	Opedahl	Tweten
Hartl	Kingsbury	Peterson	Wagner
Hausauer, L.	Marsden		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2196 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2269. A Bill for an Act to amend and reenact subsection 8 of section 57-02-08 of the North Dakota Century Code, relating to exemptions from real property taxation.

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, 23.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Royse
Austin	Hendrickson	Leibhan	Rued
Backlin	Hensrud	Linderman	Rundle
Bassingthwaite	Hentges	Livingston	Schindler
Berg	Herman	Lodoen	Scofield
Christensen, H.	Hilleboe	Lundene	Stoltenow
Dick	Jacob	McGauvran	Stone
Dornacker	Jacobson	Martinson	Streibel
Dotzenrod	Jaeger	Matheny	Strinden
Eagles	Johnson, K.	Metzger	Timm
Erickson	Kermott	Meyer	Tinjum
Froeber	Kloubec	Murphy	Vander Vorst
Gackle	Knudson	Nermyr	Watkins
Ganser	Kretschmar	Olson	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Poyzer	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Haugland	Laughlin	Rivinius	
Absent and not voting:			
Backes	Hausauer, L.	Marsden	Reimers
Bridston	Hickle	Mertens	Solberg

Christensen, R.	Hildebrand	Miedema	Thorsgard
Fleming	Jenkins	Olin	Tweten
Freborg	Johnson, H.	Opedahl	Wagner
Hartl	Kingsbury	Peterson	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2269 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 for continuing legislative concern for redress of citizens' governmental grievances and complaints through a special committee of the legislative 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, 37; nays, 43; absent and not voting, 22.

Those voting in the affirmative were:

Atkinson	Hendrickson	Linderman	Stone
Backlin	Hentges	Livingston	Streibel
Christensen, H.	Hildebrand	Lodoen	Strinden
Dotzenrod	Hilleboe	Lundene	Tinjum
Eagles	Jacob	McGauvran	Watkins
Garnas	Jacobson	Martinson	Weber
Gengler	Kloubec	Orange	Winge
Gunderson	LaGrave	Rivinius	Winkjer
Haugland	Laughlin	Royse	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Austin	Hensrud	Lee	Rice
Bassingthwaite	Herman	Leibhan	Rued
Berg	Jaeger	Matheny	Rundle
Dick	Johnson, K.	Metzger	Schindler
Dornacker	Kermott	Meyer	Scofield
Erickson	Knudson	Murphy	Stoltenow
Froeber	Kretschmar	Nermyr	Timm
Gackle	Lang	Olson	Vander Vorst
Ganser	Langley	Poyzer	Welder
Gronneberg	Larson	Rau	Wilkie
Grubb	Laske	Raymond	

Absent and not voting:

Backes	Hausauer, L.	Mertens	Reimers
Bridston	Hickle	Miedema	Solberg
Christensen, R.	Jenkins	Olin	Thorsgard
Fleming	Johnson, H.	Opedahl	Tweten
Freborg	Kingsbury	Peterson	Wagner
Hartl	Marsden		

So the bill lost.

MOTIONS

Rep. Winkjer moved that the House reconsider its action by which Senate Bill No. 2288 was indefinitely postponed by the adoption of the Committee Report on Senate Bill No. 2288, which motion failed.

Rep. Hensrud moved that the House do not concur on the Senate amendments to House Bill No. 1050, and that a Conference Committee be appointed to act with a like committee from the Senate.

Rep. Berg moved a substitute motion that the House do concur on the Senate amendments to House Bill No. 1050, and that House Bill No. 1050 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Hensrud that the House do not concur on the Senate amendments to House Bill No.

1050, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Metzger moved that the House do concur on the Senate amendments to House Bill No. 1095, and that House Bill No. 1095 be placed on the calendar, which motion prevailed.

Rep. Reimers moved that the House do not concur on the Senate amendments to House Bill No. 1017, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. K. Johnson moved that the House do concur on the Senate amendments to House Bill No. 1327, and that House Bill No. 1327 be placed on the calendar, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 1539 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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 Senate Bill No. 2035 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 4 delete the words "**no smaller than countywide in size**"

On page 3, line 12 after the word "**size**" insert the following: "**, except that any district which is smaller than countywide in size established prior to January 1, 1973, may, in lieu of merging with the new countywide district, continue to exist, within its established boundaries, independently of such countywide district if its board of commissioners files with the state water commission written notice of such intention on or before January 1, 1974**"

On page 3, line 13 after the word "**county**" insert the words "**, and does not choose to remain independent of the countywide district**"

On page 7, line 18 delete the triple parentheses before the word "in" and delete the triple parentheses after the word "situated"

On page 8, line 21 delete the triple parentheses before the word "in" and insert beginning triple parentheses before the word "conservation" and insert ending triple parentheses after the word "control" and insert in lieu thereof the word "**management**"

On page 8, line 22 delete the triple parentheses after the word "situated" and delete the words "**included in a water management district**"

On page 11, line 8 delete the triple parentheses after the word "is" and delete the triple parentheses after the word "of" and delete the word "**includes**"

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 Industry, Business and Labor to whom was referred Senate Bill No. 2074 has had the same under consideration and recommends that the same be amended as follows:

On page 3, after line 5, insert the following words: "**Except that a cemetery association shall deposit not less than 80% of the sale price of vaults and markers in a trust fund as provided for in 23-06-03.1.**"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Orange 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. 2098 has had the same under consideration and recommends that the same do pass.

REP. LANG, 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. 2108 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 1 of the engrossed bill, delete the remainder of the bill after the words "A BILL" and insert in lieu thereof the following: "For an Act to create and enact sections 34-13-13.1 and 34-13-16 of the North Dakota Century Code, relating to regulation of employment agency contracts by the state labor commissioner, refunds in certain instances of fees paid to employment agencies, and defining temporary and permanent employment; and providing a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. Section 34-13-13.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

34-13-13.1. CLASS ONE AND CLASS TWO LICENSEES' CONTRACTS AND FEES APPROVED BY LABOR COMMISSIONER — TEMPORARY AND PERMANENT EMPLOYMENT DEFINED — WHEN FEE REFUND DUE EMPLOYEE — CAUSE OF ACTION BY EMPLOYEE.)

1. For the purposes of this section, temporary employment is employment for three months or less, and permanent employment is employment for more than three months.
2. If an employment position terminates or the employee is otherwise released before the end of the temporary employment period, the employee shall receive a refund of all service charges paid in excess of twenty percent of the gross wages actually received prior to termination or release. Nothing contained in this section restricts an agency from receiving full service charges at the time of the referral, subject to the refund herein provided.
3. This section applies to all class one and class two licensees as defined in section 34-13-11. Every class one and class two licensee shall submit copies of all contracts and fee schedules used by such agency or agent to the commissioner of labor for approval. No contract or fee between a class one and class two licensee and an employer or an employee shall be valid without the commissioner's approval. In approving or disapproving such contracts and fees, the commissioner shall issue a written determination. This determination shall be subject to review and appeal under chapter 28-32.
4. This section does not apply to contracts wherein the service charge does not exceed one hundred dollars.
5. Any employee who is damaged by a violation of this section shall be entitled to receive from the licensee the entire amount of service charges he has paid the licensee.

SECTION 2. Section 34-13-16 of the North Dakota Century Code is hereby created and enacted to read as follows:

34-13-16. PENALTY.) Any person who violates the provisions of this chapter shall be guilty of a misdemeanor and shall be punished by a fine of not less than one hundred dollars nor more than one thousand dollars, or by imprisonment for not to exceed one year, or by both such fine and imprisonment."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. HERMAN, Chairman

Rep. Lodoen 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. 2115 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HERMAN, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2115 was indefinitely postponed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2189 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 10 of the engrossed bill, delete the first comma and the remainder of the line, and insert in lieu thereof the following: "is hereby authorized to sell and convey certain land described herein and owned by the state of North Dakota, under conditions hereinafter stated, at public sale according to section 54-01-05.2. Before advertising the sale of such land, an appraisal of such property shall be obtained from a duly qualified appraiser. The property, if sold, shall be sold to the highest bidder for cash which, in no event, shall be less than the appraised value. The state health officer is hereby authorized to reject any or all bids. The"

On page 1, delete lines 11 through 13

On page 1, line 14, delete the word "which"

On page 2, after line 7, insert the following:

"Prior to execution of the sale herein authorized, the purchaser shall arrange for a survey of said tract and agreement between the purchaser and the state health officer shall be reached as to said tract's precise location, boundaries, and legal description in accordance with the express intent of this Act. The legal description thereby agreed upon shall be contained in the terms of the contract."

And renumber the lines and pages accordingly.

And when so amended returns the same 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 Education to whom was referred Senate Bill No. 2223 has had the same under consideration and recommends that the same be amended as follows:

On page 5, line 2, of the engrossed bill after the word "contract" insert the following: ", as provided in section 15-47-27,"

On page 5, line 5, following the word "time" insert the following: ", which shall not be later than April seventh,"

On page 5, line 29, following the period insert the following: "Final notice of the determination not to renew a contract shall be given in writing by April fifteenth as provided in section 15-47-27."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of Your Committee on Natural Resources 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 1 of the engrossed bill, after the comma insert the following: "2-07-06.5,"

On page 1, line 7 delete the word "and" and after the word "activities" insert the following: ", and providing procedures for abolishment"

On page 3, line 1 delete the following: "continues the existence of" and insert in lieu thereof the word "creates"

On page 4, line 22 after the word "authority" and before the semi-colon insert the following: ", except the board of county commissioners may by resolution create a weather modification authority and all its powers, including the power to certify a tax levy as provided by section 2-07-06.3 and for five year periods in accordance with section 2-07-06.4"

On page 6 delete lines 25 through 35 and insert in lieu thereof the following:

"2-07-06.4. CREATION OF WEATHER MODIFICATION AUTHORITY AND ALL ITS POWERS BY RESOLUTION.) A weather modification authority may be created by resolution of the board of county commissioners of any county and all its powers, including the power to certify a tax levy as provided by section 2-07-06.3 for five year periods."

On page 7, line 1 delete the word "continuance" and insert in lieu thereof the word "creation"

On page 7, line 2 after the word "shall" delete "re--"

On page 7, line 3 after the word "appoint" delete the word "the" and also on line 3 delete the word "incumbent"

On page 8, after line 24, insert the following:

"SECTION 9.) Section 2-07-06.5 of the North Dakota Century Code is hereby created and enacted to read as follows:

2-07-06.5. PROCEDURE FOR ABOLISHMENT OF WEATHER MODIFICATION AUTHORITY AND ALL ITS POWERS BY RECALL INITIATED PETITION.) After fifty-one percent of the qualified electors of a county, as determined by the vote cast for the office of governor at the last preceding general election, shall petition the board of county commissioners of their county to recall the commissioners of a weather modification authority and to abolish such county weather modification authority, the board of county commissioners shall adopt a resolution recalling all commissioners of such weather modification authority and abolish their appointed office and abolish such weather modification authority until such time as a weather modification authority is created by petition in accordance with section 2-07-06, provided that such recall petition has been found by the county commissioners to have met the requirements as to the number of qualified electors attached to the petition as required in this chapter. In the event the board of county commissioners certifies the sufficiency and validity of the recall petition and adopts a resolution recalling all commissioners of a weather modification authority and abolishes such authority, then all unexpended funds remaining in the name of the weather modification authority, after all proper bills and expenses have been paid, shall be transferred into the county general fund by the officers of the weather modification authority on the effective date of such recall and abolishment resolution adopted by the board of county commissioners. In the event there are outstanding valid bills unpaid after such date, the board of county commissioners are hereby authorized to pay such proper obligations from monies in the county general fund. A recall initiated petition shall have a title with the heading: "Recall Petition for the Abolishment of (insert name of county) Weather

Modification Authority". Such recall petition shall incorporate a paragraph stating its purpose in clear language and shall comply with all requirements prescribed in subsections 4, 5 and 6 of section 2-07-06.1 relating to petition contents, committee for petitioners, petition details, affidavits and persons circulating such petitions."

And renumber the lines and pages accordingly.

Rep. Dick
Rep. Ganser
Rep. Bassingthwaite
Rep. H. Christensen
Rep. Jacob
Rep. Knudson
Rep. Rivinius
Rep. Weber
Rep. Wilkie
Rep. Winge
Rep. Winkjer

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Winkjer moved that the report be adopted.

Mr. Speaker: The Minority of Your Committee on Natural Resources to whom was referred Senate Bill No. 2278 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Hentges
Rep. Hilleboe
Rep. Lee
Rep. Metzger
Rep. Stoltenow

REP. DICK, Chairman

Rep. Hentges 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. Winkjer that the Majority Committee Report be adopted, which motion prevailed.

Senate Bill No. 2278 was placed on the Sixth Order of Business.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1083
House Bill No. 1152
House Bill No. 1205
House Concurrent Resolution No. 3053
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1073
House Bill No. 1200
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1009
House Bill No. 1030
House Bill No. 1031
House Bill No. 1090
House Bill No. 1095
House Bill No. 1317
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1009

On page 2, after line 20 add the following new line: "21 Seed Law Enforcement 40,000"

On page 2, line 24 delete the figure "1,316,938" and insert in lieu thereof the figure "1,356,938"

On page 2, line 26 delete the figure "6,000" and insert in lieu thereof the figure "46,000"

On page 2, line 27 delete the figure "286,664" and insert in lieu thereof the figure "326,664"

On page 2, line 29 delete the figure "1,818,951" and insert in lieu thereof the figure "1,858,951"

On page 3, delete all of lines 10 through 14

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of the amendment is to allow general fund money to the Seed Department for seed law enforcement.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1030

On page 1, line 17, after the word "Division" insert the word "executive"

On page 1, line 19, delete the words "the director, or"

On page 1, line 20, after the word "division" insert the word "executive", and delete the commas and words " , as the case may be,"

On page 2, delete lines 16 through 22, and insert in lieu thereof the following:

"SECTION 4. EXECUTIVE DIRECTOR OF DIVISION OF VOCATIONAL REHABILITATION — DUTIES — RELATIONSHIP OF DEPARTMENT TO STATE BOARD.) The state board shall be responsible for separate divisions of social services and of vocational rehabilitation. 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 the division of vocational rehabilitation, with the approval of the state board."

On page 4, line 9, delete the words "executive director of the state board and the"

On page 5, line 22, insert beginning triple parentheses before the comma

On page 5, line 23, insert ending triple parentheses after the second appearing comma

On page 6, line 13, after the word "sources" insert the words "and accept and use gifts made unconditionally by will or otherwise for purposes of carrying out this Act"

On page 6, line 21, insert triple parentheses around the word "make" and insert immediately thereafter the word "submit"

On page 6, line 22, insert beginning triple parentheses before the word "on"

On page 6, line 23, insert ending triple parentheses after the word "year", insert beginning triple parentheses before the numerals "54-06-03", and insert ending triple parentheses after the second appearing word "section"

On page 6, line 24, insert beginning triple parentheses before the word "The" and insert ending triple parentheses after the word "its" and insert immediately thereafter the words "In addition to any requirements established pursuant to section 54-06-04, the"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1031

On page 1, line 17 of the engrossed bill, following the second comma insert "mental health,"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1090

On page 6, line 6 of the engrossed bill, delete the triple parentheses around the words "a majority" and delete the words "sixty percent"

On page 6, line 35, delete the triple parentheses around the words "a majority" and delete the word "sixty"

On page 7, line 1, delete the word "percent"

On page 8, line 9, delete the triple parentheses around the words "a majority" and delete the words "sixty percent"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1095

On page 1, line 12 of the engrossed bill, delete the beginning triple parentheses before the comma

On page 1, line 14, delete the ending triple parentheses following the comma

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1317

On page 2, line 11 of the engrossed bill after the period insert the following: "However, at no time shall the majority membership be more than two more than the minority membership."

On page 2, line 15 insert triple parentheses around "at least" and and insert in lieu thereof "not less than" and after "nine" insert "nor more than fifteen"

On page 7, line 29 delete the beginning and ending triple parentheses and delete "at least"

On page 7, line 30 after the word "nine" insert "nor more than fifteen"

On page 7, line 31 insert triple parentheses around "physicians" and insert in lieu thereof "doctors of medicine" and after "and" insert "oral"

On page 7, line 32 delete the word "medicine"

On page 7, line 33 after the period insert the following: "However, at no time shall the majority membership be more than two more than the minority membership."

And renumber the pages and lines accordingly.

Rep. Herman moved that House do concur on the Senate amendments to House Bill No. 1317, and that House Bill No. 1317 be placed on the calendar, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 2310 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KNUDSON, Chairman

Rep. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 2310 was indefinitely postponed.

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 be amended as follows:

On page 1, line 1 of the engrossed bill, delete the remainder of the bill after the words "A BILL" and insert in lieu thereof the following: "for an Act to provide for the salary of the clerk

of the district court; and to amend and reenact sections 11-10-10 and 11-15-03.1 of the North Dakota Century Code, relating to the compensation of elected county officers.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. SALARY OF CLERK OF THE DISTRICT COURT.)

The salary of the clerk of the district court shall be regulated by the population in the respective counties according to the last preceding official federal census from and after the date when the official report of such census shall have been published by the director of the census or such other official as may be charged with the duty of making such official publication.

The clerk of the district court shall receive the following annual salary, payable monthly, for official services rendered:

1. In counties having a population not exceeding four thousand, the sum of seven thousand two hundred dollars.
2. In counties having a population exceeding four thousand but with less than eight thousand, the sum of seven thousand six hundred dollars.
3. In counties having a population exceeding eight thousand but with less than thirty thousand, the sum of eight thousand one hundred dollars, plus additional compensation of one hundred dollars for each one thousand additional population or major fraction thereof, but not to exceed ten thousand two hundred dollars. However, 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 subsection.
4. In counties having a population in excess of thirty thousand, the sum of eleven thousand dollars.

The board of county commissioners of any county may, by resolution, increase the salary of any full-time clerk of district court by an amount not to exceed ten percent above the salary provided in this section, if, in the judgment of such board, by reason of duties performed, the clerk of district court merits the increase. Any clerk of district court 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, 1970. In the event the county has a group insurance program for its employees for hospital benefits, medical benefits, or life insurance financed in part or entirely by the county, such benefits may be in addition to the salaries payable to the clerk of district court.

Salaries paid to the clerks of district courts may be adjusted by the respective boards of county commissioners according to the national consumer price index for urban wage earners and clerical workers which is published by the United States department of labor. The adjustment of salaries, whether raised or lowered, shall be computed by using the percentage yearly change on all items from May of the preceding year to May of the present year, but in no event shall salaries be increased more than six percent in any given year. In computing salaries based on the consumer price index, the county commissioners may round off the salary to the nearest one hundred dollars. No adjustment in salaries shall be made prior to July 1, 1974.

SECTION 2. AMENDMENT.) Section 11-10-10 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

11-10-10. SALARIES OF COUNTY OFFICERS.)

1. The salary of the county auditor, county treasurer, ((sheriff,)) county superintendent of schools, register of deeds, county judge, and state's attorney ((, and clerk of district court)) shall be regulated by the population in the respective counties according to the last preceding official federal census from and after the date when the official report of such census shall have been published by the director of the census or such other official as may be charged with the duty of making such official publication;
2. The ((county auditor,)) county treasurer, ((county superintendent of schools,)) register of deeds, county judge, and state's attorney ((, and clerk of the district court)) each shall receive the following annual salary, payable monthly, for official services rendered:
 - a. In counties having a population not exceeding four thousand, the sum of seven thousand dollars.
 - b. ((Six thousand six)) Seven thousand four hundred dollars in counties having a population ((not)) exceeding ((eight)) four thousand but with less than eight thousand.
 - (((b.)) c. ((six thousand eight hundred)) seven thousand seven hundred dollars in counties having a population exceeding eight thousand but with less than thirty 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 nine thousand eight hundred dollars ((, and provided, however, that)). However, 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.)) d. In counties having a population in excess of thirty thousand, the sum of ((nine thousand five hundred)) ten thousand four hundred dollars ((, except that the)). However, state's 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.
3. The county auditor shall receive the following annual salary, payable monthly, for official services rendered:
 - a. In counties having a population not exceeding four thousand, the sum of seven thousand two hundred dollars.
 - b. Seven thousand six hundred dollars in counties having a population exceeding four thousand but with less than eight thousand.
 - c. Eight thousand one hundred dollars in counties having a population exceeding eight thousand but less than thirty 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 ten thousand two hundred dollars. However, 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.

- d. In counties having a population in excess of thirty thousand, the sum of eleven thousand dollars.
4. The county superintendent of schools shall receive the following annual salary, payable monthly, for official services rendered:
 - a. In counties having a population not exceeding four thousand, the sum of six thousand six hundred dollars.
 - b. Six thousand seven hundred dollars in counties having a population exceeding four thousand but with less than eight thousand.
 - c. Seven thousand dollars in counties having a population exceeding eight thousand but with less than thirty 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 nine thousand one hundred dollars. However, 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.
 - d. In counties having a population in excess of thirty thousand, the sum of nine thousand eight hundred dollars.

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, 1970. In the event the county has a group insurance program for its employees for hospital benefits, medical benefits, or life insurance financed in part or entirely by the county, such benefits may be in addition to the salaries payable to county officials under sections 1 and 2 of this Act, section 11-15-03.1, and this section.

Salaries paid to the county officials may be adjusted by the respective boards of county commissioners according to the national consumer price index for urban wage earners and clerical workers which is published by the United States department of labor. The adjustment of salaries, whether raised or lowered, shall be computed by using the percentage yearly change on all items from May of the preceding year to May of the present year, but in no event shall salaries be increased more than six percent in any given year. No adjustment in salaries shall be made prior to July 1, 1974.

- ((3.)) 5. Each county commissioner may receive an annual salary or per diem as provided by resolution of

the board, which salary or per diem, together with mileage and expenses as hereinafter provided shall not exceed the following limits: In counties having a population of eight thousand or less, three thousand three hundred dollars; in counties having a population of over eight thousand and less than fifteen thousand, three thousand nine hundred fifty dollars; and in counties having a population of over fifteen thousand, four thousand eight hundred dollars; and for the purpose of fixing the maximums herein provided, population figures shall be those established by the most recent federal census. The allowance for meals and lodging expenses shall be at the same rate and under the same conditions as provided for state officials and employees. The allowance for travel expenses shall be at the same rate as provided by section 11-10-15, and shall be evidenced by a subvoucher or receipt as provided by section 21-05-01. As used in this section, the words "official business" shall include statewide meetings of the North Dakota county commissioners association.

If a board shall resolve to pay an annual salary pursuant to this subsection, it shall be paid in monthly installments.

SECTION 3. AMENDMENT.) Section 11-15-03.1 of the 1971 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

11-15-03.1. SALARY OF COUNTY SHERIFF.) The salary of the county sheriff shall be regulated by the population in the respective counties according to the last preceding official federal census from and after the date when the official report of such census shall have been published by the director of the census or such other official as may be charged with the duty of making such official publication.

The county sheriff shall receive the following annual salary, payable monthly, for official services rendered:

1. **In counties having a population not exceeding four thousand, the sum of seven thousand eight hundred dollars.**
2. **((((Seven thousand two hundred sixty))) Eight thousand dollars minimum salary in counties having a population ((not)) exceeding ((eight))) four thousand but with less than eight thousand.**
- ((2.)) 3. (((Seven thousand four))) Eight thousand three hundred ((eighty)) dollars minimum salary in counties having a population exceeding eight thousand but with less than thirty 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))) ten thousand four hundred dollars.**
- ((3.)) 4. (((Ten thousand four))) Eleven thousand five hundred ((fifty)) dollars minimum salary in counties having a population exceeding thirty thousand.**

((4.)) The board of county commissioners of any county may, by resolution, increase the salary of the county sheriff by an amount not to exceed ten percent above the salary provided for in this section, if, in the judgment of such board, by reason of duties performed, the official merits the increase. **Any sheriff 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 sheriff. However, no salary shall be less than it was on July 1, 1970. In the event the county has a group insurance program for its employees for hospital benefits, medical benefits, or life insurance financed in part or entirely by the county, such benefits may be in addition to the salaries payable to the sheriff.

Salaries paid to the sheriffs shall be adjusted by the respective boards of county commissioners according to the national consumer price index for urban wage earners and clerical workers which is published by the United States department of labor. The adjustment of salaries shall be computed by using the percentage yearly change on all items from May of the preceding year to May of the present year, but in no event shall salaries be increased more than six percent in any given year. No adjustment in salaries shall be made prior to July 1, 1974."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. LANG, Chairman

Rep. Lodoen 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. 2378 has had the same under consideration and recommends that the same do pass.

REP. HERMAN, 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. 2393 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 30 of the engrossed bill following the ending triple parentheses, insert the following: "All tabulated matter, including ballots, shall be at the standard six-point, eleven pica line rate of twenty-seven cents for single tabulation and thirty-six cents for double tabulation, regardless of the length of line or size of type. However, in no instance shall the line be less than ten and one-half picas nor the type size larger than nine-point. Published ballots or publications which by their nature require open display shall be computed on the basis of twelve lines per column inch, six-point type, and at one hundred fifty percent of the six-point straight matter rate for first publication only."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. LANG, 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 Concurrent Resolution No. 4010 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 Judiciary to whom was referred Senate Concurrent Resolution No. 4031 has had the same under consideration and recommends that the same do pass.

REP. ATKINSON, Chairman

Rep. H. Christensen 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 No. 4066 has had the same under consideration and returns the resolution without recommendation.

REP. K. JOHNSON, Chairman

Rep. Backlin 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. 4068 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 concurrent resolution" and insert in lieu thereof the following:

"requesting the Director of Institutions to evaluate the teaching programs at Marmot High School as they relate to the public school system.

WHEREAS, Marmot High School at the State Industrial School uses an educational program unique to its function; and

WHEREAS, the rehabilitation of the student is of paramount concern; and

WHEREAS, it is desirable that a full evaluation be made of the effectiveness of the programs and of any transition problems which may be caused for students entering and leaving the Industrial School;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Director of Institutions is hereby requested to carry out a study of the teaching programs at Marmot High School (State Industrial School) to determine whether such programs are adequately fulfilling the needs of the students at the high school, and to determine whether such students have problems in making a transition in transferring to and from Marmot High School. The Director of Institutions may apply for a grant from the Law Enforcement Council to finance this study. The Superintendent of the State Industrial School and the Superintendent of Public Instruction are requested to give such aid and assistance as may be needed. The Director of Institutions is requested to render a report of his study to the Superintendent of the State Industrial School and the Superintendent of Public Instruction, and file a copy with the Legislative Council, prior to the convening of the Forty-fourth Legislative Assembly."

And renumber the lines, and pages accordingly.

And when so amended recommends the same do pass.

REP. KNUDSON, Chairman

Rep. Backlin 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 Concurrent Resolution No. 4069 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2 of the resolution delete the word "adopt" and insert in lieu thereof the word "propose"

On page 1, line 5 after the word "mother" and before the period insert the following: ", and will guarantee that no human life shall be denied protection of law or deprived of life on account of age, sickness, or condition of dependency"

On page 2, line 5 delete the word "adopt" and insert in lieu thereof the word "propose" and also after the word "amendment" insert the following: "for ratification by the states"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. ATKINSON, Chairman

Rep. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Legislative Council Resolutions Committee has had under consideration and recommends that the following Senate Concurrent Resolutions do pass:

Senate Concurrent Resolution No. 4005
 Senate Concurrent Resolution No. 4006
 Senate Concurrent Resolution No. 4021
 Senate Concurrent Resolution No. 4023
 Senate Concurrent Resolution No. 4030
 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4039
 Senate Concurrent Resolution No. 4048
 Senate Concurrent Resolution No. 4064
 Senate Concurrent Resolution No. 4065

REP. JENKINS, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from the Rep. Tinjum for the introduction of a Resolution, which request has been approved.

REP. BRYCE STREIBEL

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Tinjum and Murphy through the Committee on Delayed Bills introduced:

House Concurrent Resolution No. 3090. A Concurrent Resolution directing the Legislative Council to conduct a study of the questions of taxation and jurisdiction as it pertains to Indians and non-Indians on an Indian reservation lying wholly or partly within the State of North Dakota.

Was read the first time and referred to the Committee on Legislative Council Resolutions.

MOTIONS

Rep. Reimers moved that the House reconsider its action by which the Committee Report on Senate Bill No. 2006 was adopted, which motion prevailed.

Rep. Reimers moved that Senate Bill No. 2006 be re-referred to the Committee on Appropriations, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Jenkins has moved that the amendments to Senate Bill No. 2013 as recommended by the Committee on Appropriations as printed on page 1090 of the House Journal be adopted, which motion prevailed.

Rep. Dick has moved that the amendments to Senate Bill No. 2033 as recommended by the Committee on Judiciary as printed on pages 1091 and 1092 of the House Journal be adopted, which motion prevailed.

Rep. Backlin has moved that the amendments to Senate Bill No. 2051 as recommended by the Committee on Agriculture as printed on page 1092 of the House Journal be adopted, which motion prevailed.

Rep. Gunderson has moved that the amendments to Senate Bill No. 2116 as recommended by the Committee on State and Federal

Government as printed on pages 1092 through 1103 of the House Journal be adopted, which motion prevailed.

Senate Bill No. 2116 was re-referred to the Committee on Appropriations.

Rep. Metzger has moved that the amendments to Senate Bill No. 2170 as recommended by the Committee on Industry, Business and Labor as printed on page 1104 of the House Journal be adopted, which motion prevailed.

Rep. Ganser has moved that the amendments to Senate Bill No. 2258 as recommended by the Committee on State and Federal Government as printed on page 1104 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Streibel moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened at 3:30 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MESSAGE FROM THE SENATE Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1333

House Bill No. 1353

House Bill No. 1474

House Bill No. 1495

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

PRESENTATION OF PETITIONS AND COMMUNICATIONS STATE OF NORTH DAKOTA

Executive Office
Bismarck

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota 58501

Dear Mr. Speaker:

This is to inform you that on March 6, 1973, I signed House Bill No. 1131.

Sincerely yours,
ARTHUR A. LINK
Governor

STATE OF NORTH DAKOTA

Executive Office
Bismarck

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota 58501

Dear Mr. Speaker:

The Industrial Commission Act was passed in 1919 (House Bill 17, Chapter 151 of the 1919 Session Laws). Section 4 of the Act reads, in part: "All orders, rules, regulations, by-laws and written contracts, adopted or authorized by the Commission shall, before becoming effective, be approved and signed by him." This Act, therefore, gave the Governor implied power to disapprove any action of the Industrial Commission.

The Act was amended in 1933 (Senate Bill 195, Chapter 191 of the 1933 Session Laws): "In the creation of the Industrial Commission, it was the intention of the Legislature, and it is the intention of this Legislature, that the Governor shall have full veto power and that any Act vetoed, or not approved and signed, by him, shall be null

and void and of no effect." This amendment made it very clear that the Governor was to be responsible for the actions of the Industrial Commission.

In the 54 years since the passage of this Act, there has been no substantive change in the basic Industrial Commission Act. The Governor, as chairman of the three-man commission, has never had the power to adopt or change policy without the concurrence of at least one other member. Yet, the Industrial Commission Act gave the Governor, as the chief executive officer of the state, the veto authority over all activities of the commission. The Governor is thus responsible for the actions of the Industrial Commission.

But now, at a period when the Industrial Commission is as successful as it has ever been, an attempt is being made to make the Commission much less responsive to the people of North Dakota by stripping the Governor of his veto power. The result would be a triumvirate of three state officials — leaving no single elected official responsible to the people for the policy and operation of the Industrial Commission. This is neither satisfactory or desirable.

Therefore, I veto House Bill 1206.

Sincerely yours,
ARTHUR A. LINK
Governor

STATE OF NORTH DAKOTA
Executive Office
Bismarck

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
State Capitol
Bismarck, North Dakota 58501

Dear Mr. Speaker:

The Natural Resources and Environmental Management Council was established in 1961. It was a far-sighted approach to our environmental and ecological problems at a time when there was little emphasis in these matters. The stated purpose for the Council was:

to promote the welfare of the state by providing a method of collecting, analyzing and interpreting information and of making recommendations to the several state agencies responsible for some phase of resource management, on matters relating to the soils, waters, forests, fish and wildlife and other natural resources of the state, and to provide a means whereby such agencies may better coordinate their efforts and activities in managing and regulating such resources and the protection, development and use thereof. (N. D. C. C., Section 54-49-02)

Now the people of North Dakota are acutely aware of the interest and concern in environmental affairs. This has been especially evident to me in the two months that I have held the office of Governor of North Dakota. Therefore, it appears to be entirely inconsistent that we should disband the Natural Resources and Environmental Management Council at this time.

The 1973 Report of the North Dakota Legislative Council stated that the principal reason for introducing House Bill No. 1045 was that the coordination of the various department's efforts could be accomplished by agreement and need not be authorized by statute. This may be true, but it might also prove to be extremely difficult to have thirteen agencies and five elected officials agree to meet regularly without statutory direction.

The Natural Resources and Environmental Management Council is an inexpensive, but valuable, tool in our struggle to maintain a clean environment and a workable ecological program. It has no

appropriation nor cost to the state except for the regular salary and expenses, if any are incurred, of the agencies' representatives attending its meetings (N.D.C.C., Section 54-49-05). It is required, by statute, to prepare biennial reports of its activities for the executive and legislative branches of state government which would not be mandatory if they were to enter into a voluntary agreement (N. D. C. C., Section 54-49-08). It is required, by statute, to be an information and data gathering tool for the benefit of all concerned (N. D. C. C., Section 54-49-09). For these reasons, I suggest that we retain the statutory authority for the Natural Resources and Environmental Management Council.

Therefore, I veto House Bill No. 1045.

Sincerely yours,
ARTHUR A. LINK
Governor

STATE OF NORTH DAKOTA
Executive Office
Bismarck

The Honorable A. G. Bunker
Speaker of the House
North Dakota House of Representatives
State Capitol
Bismarck, North Dakota 58501

Dear Mr. Speaker:

House Bill No. 1401 would lower to 19 years the legal age for the purchase and consumption of alcoholic beverages.

It is generally conceded that it would be highly undesirable to permit use of alcoholic beverages by high school students. The Department of Public Instruction, at my request, ran a computer survey of this state's high school juniors. The survey revealed that 664 (5.3%) will be 19 years of age at some time during their senior year of high school. If our concern is real and deep, as I believe it is, to keep liquor out of high schools, this bill falls short of that goal.

Proponents contend that the right to purchase and consume alcoholic beverages should be granted along with the right to vote and other adult responsibilities that have recently been granted. They consider it illogical to consider certain youth adults for some purposes, then deny them the right to purchase and consume alcoholic beverages. However, this approach overlooks several other factors which are extremely important. I believe the vast majority of our youth from 19 to 21 years of age are responsible citizens, mature enough to handle the responsibilities of adulthood. But, the very act of lowering the drinking age to 19 would bring the legal consumption of alcoholic beverages much closer to youth who may not be as responsible and mature.

Those in favor of the bill have neglected to mention the risks involved in the use of alcoholic beverages. But, the risks are real, and to emphasize this point, I will share part of a letter from a respected North Dakota physician at one of our large clinics:

I practice Adolescent Medicine and am well aware of the drug problem. Much as I'm opposed to drug misuse in any form, none can equal alcohol in extent and proven hazard to life.

Proponents of this bill have generally dismissed the statistics which indicate that lowering the drinking age may cause an increase in the number of traffic deaths for North Dakota. This was recently discussed in the November 13, 1972 issue of the U. S. News & World Report:

In at least two states where the legal age for drinking has been lowered to 18 from 21, officials are having second

thoughts about the change.

MICHIGAN. Records show that highway deaths in Michigan rose to 1,030 in the first six months of this year — after drinking at 18 became lawful — compared with 959 fatalities in the same period of 1971. The number of fatal accidents involving drinking drivers in the 18-to-21 group was 62 — up by 88 percent from 33.

Richard R. Dann, executive vice president of the Automobile Club of Michigan, blames the enfranchisement of young drinkers for the “shocking” rise of 110 percent in half year’s span. Mr. Dann says drivers 16 and 17 years old are supplied with liquor by slightly older friends, which tends to lower the age at which alcohol-related accidents occur.

TENNESSEE. Statewide records of the impact of younger drinkers on highway safety are incomplete, but Memphis is troubled by its findings since it began compiling data on January 1. Ron Marshak, director of the Memphis and Shelby County traffic-safety coordinating committee, says that accidents among 18-to-21-year-olds are up by about one quarter from last year. Of 511 accidents in which drinking was suspected as a cause, 56 — or 10.9 percent — involved “new adults.”

The law, which has been in effect more than a year, was “a drastic mistake” in the opinion of Major George Currey, commander of the youth-guidance division of the Nashville police department. He says it has had bad results on younger teenagers . . .

Although these statistics on the drinking driver and motor vehicle accidents are somewhat sketchy and incomplete, they do indicate that there is a correlation between lowering the drinking age and increased accident fatalities. Should we run the risk of more highway deaths by lowering the legal age to purchase and consume alcoholic beverages?

Proponents of the bill contend that the youth are drinking anyway so it should be legalized — and the problem will be solved. Let us briefly consider this argument. Should we set the precedent of legalizing popular illegal activities merely for the benefit of those who are committing the acts? If we carry this argument to its logical conclusion, we should also have to approve of the use of illegal drugs.

Proponents point to South Dakota’s lower legal age for the purchase and consumption of alcoholic beverages. Although South Dakota has lowered the drinking age for 3.2% beer, they still retain the 21 year age limit for other alcoholic beverages.

Finally, I wish to cite one of the existing problems being faced by many North Dakota communities — the sale of alcoholic beverages to minors. Numerous solutions have been proposed, but none appear acceptable. Recently, the Bismarck City Commission investigated this matter. During testimony before the Commission, one tavern operator warned, “When this 19-year-old law goes through, we’re going to have trouble — real trouble.” Rather than solve our existing problems, this testimony seems to indicate that our problems would increase if the legal drinking age is lowered.

For the above reasons, I believe that the risks involved far outweigh any benefits which could be received from the passage of this legislation.

Therefore, I veto House Bill No. 1401.

Sincerely yours,
ARTHUR A. LINK
Governor

MOTION

Rep. Streibel moved that House Bill No. 1045 be placed on second reading and final passage for the purpose of its reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1045. A Bill for an Act to repeal chapter 54-49 of the North Dakota Century Code, relating to the membership, powers, and duties of the natural resources and environmental management council.

Which has been read.

ROLL CALL

The question being on the passage of House Bill No. 1045, over the Governor's veto the roll was called and there were ayes, 79; nays, 19; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rice
Austin	Hausauer, A.	Lee	Royse
Backlin	Hausauer, L.	Leibhan	Rued
Berg	Hensrud	Lodoen	Rundle
Bridston	Hentges	Lundene	Schindler
Christensen, H.	Herman	Marsden	Scofield
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jaeger	Metzger	Streibel
Dotzenrod	Jenkins	Meyer	Strinden
Eagles	Johnson, H.	Miedema	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Tweten
Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Gackle	Knudson	Peterson	Watkins
Ganser	Kretschmar	Poyzer	Welder
Garnas	LaGrave	Rau	Winkjer
Grubb	Lang	Raymond	Mr. Speaker
Gunderson	Larson	Reimers	

Those voting in the negative were:

Backes	Hendrickson	Livingston	Thorsgard
Bassingthwaite	Jacobson	McGauvran	Weber
Gengler	Langley	Mertens	Wilkie
Gronneberg	Laughlin	Opedahl	Winge
Haugland	Linderman	Orange	

Absent and not voting:

Hickle	Hildebrand	Rivinius	Solberg
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So the bill passed over the Governor's veto, and the title was agreed to.

MOTION

Rep. Streibel moved that House Bill No. 1401 be placed on second reading and final passage for the purpose of its reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1401. A Bill for an Act to amend and reenact sections 5-01-08, 5-01-09, and 5-02-06 of the North Dakota Century Code, relating to the purchase and consumption of alcoholic beverages by persons nineteen years of age and older.

Which has been read.

Rep. Gengler requested a call of the House, which request was granted.

Rep. Gengler moved to dispense with the call of the House, which motion prevailed.

ROLL CALL

The question being on the passage of House Bill No. 1401, over the Governor's veto, the roll was called and there were ayes, 56; nays, 44; absent and not voting, 2.

Those voting in the affirmative were:

Backes	Hendrickson	Lee	Rued
Backlin	Hensrud	Leibhan	Scofield
Bassingthwaite	Hentges	Linderman	Stone
Berg	Herman	Lodoen	Streibel
Bridston	Hildebrand	Lundene	Strinden
Christensen, R.	Hilleboe	McGauvran	Timm
Dornacker	Jacob	Martinson	Tinjum
Eagles	Jacobson	Mertens	Wagner
Fleming	Jenkins	Metzger	Watkins
Froeber	Kermott	Murphy	Weber
Garnas	Kloubec	Orange	Welder
Gengler	Kretschmar	Raymond	Wilkie
Hartl	LaGrave	Reimers	Winkjer
Hausauer, L.	Langley	Royce	Mr. Speaker

Those voting in the negative were:

Atkinson	Gunderson	Laughlin	Poyzer
Austin	Haugland	Livingston	Rau
Christensen, H.	Hausauer, A.	Marsden	Rice
Dick	Jaeger	Matheny	Rivinius
Dotzenrod	Johnson, H.	Meyer	Rundle
Erickson	Johnson, K.	Miedema	Schindler
Freborg	Kingsbury	Nermyr	Stoltenow
Gackle	Knudson	Olin	Thorsgard
Ganser.	Lang	Olson	Tweten
Gronneberg	Larson	Opedahl	Vander Vorst
Grubb	Laske	Peterson	Winge

Absent and not voting:

Hickle Solberg

So the bill failed to pass over the Governor's veto.

EXPLANATION OF VOTE

Rep. Lundene:

"Mr. Speaker: I wish to explain my vote and have my remarks printed in the Journal.

"I was confused on the last vote, and it was because of Rep. Rundle. I was attempting to support the Governor in his veto."

MESSAGES TO THE SENATE

House Chamber

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. 2219

Rep. Kretschmar

Rep. Olson

Rep. Gronneberg

Senate Bill No. 2286

Rep. Stone

Rep. Lundene

Rep. Winkjer

Senate Concurrent Resolution No. 4008

Rep. Ganser

Rep. Metzger

Rep. Weber

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2352
 Senate Concurrent Resolution No. 4004
 Senate Concurrent Resolution No. 4025
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4070

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on;

House Bill No. 1067
 Senate Bill No. 2030

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2386
 Senate Bill No. 2356

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has indefinitely postponed:

Senate Bill No. 2330

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 1158
 House Bill No. 1166
 House Bill No. 1380
 House Bill No. 1458

ROY GILBREATH, Chief Clerk

MOTION

Rep. Streibel moved that House Bill No. 1206 be placed on second reading and final passage for the purpose of its reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1206. A Bill for an Act to amend and reenact section 54-17-05 of the North Dakota Century Code, relating to majority approval of acts approved or authorized by members of the industrial commission.

Which has been read.

ROLL CALL

The question being on the passage of House Bill No. 1206, over the Governor's veto the roll was called and there were ayes, 75; nays, 25; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson	Rivinius
Austin	Hausauer, L.	Laske	Royse
Backlin	Hendrickson	Lee	Rued
Berg	Hensrud	Lodoen	Rundle
Bridston	Hentges	Marsden	Schindler
Christensen, H.	Herman	Martinson	Scofield
Christensen, R.	Hickle	Matheny	Stoltenow
Dick	Hilleboe	Metzger	Stone

Dornacker	Jacob	Miedema	Streibel
Eagles	Jaeger	Murphy	Strinden
Erickson	Jenkins	Nermyr	Timm
Freborg	Johnson, K.	Olin	Tweten
Froeber	Kermott	Olson	Vander Vorst
Gackle	Kingsbury	Peterson	Wagner
Ganser	Kloubec	Poyzer	Watkins
Garnas	Knudson	Rau	Welder
Grubb	Kretschmar	Raymond	Winkjer
Gunderson	LaGrave	Reimers	Mr. Speaker
Hartl	Lang	Rice	

Those voting in the negative were:

Backes	Jacobson	Livingston	Orange
Bassingthwaite	Johnson, H.	Lundene	Thorsgard
Dotzenrod	Langley	McGauvran	Tinjum
Fleming	Laughlin	Mertens	Weber
Gengler	Leibhan	Meyer	Wilkie
Gronneberg	Linderman	Opedahl	Winge
Haugland			

Absent and not voting:

Hildebrand	Solberg
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So the bill passed over the Governor's veto, and the title was agreed to.

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 1, line 22, delete the numerals "20,729,078" and insert in lieu thereof the numerals "20,757,878"

On page 2, line 3, delete the numerals "8,376,776" and insert in lieu thereof the numerals "8,083,558"

On page 2, line 4, delete the numerals "18,122,626" and insert in lieu thereof the numerals "18,415,844"

On page 2, line 7, delete the numerals "19,247,626" and insert in lieu thereof the numerals "19,540,844"

On page 2, line 26, delete the numerals "1,256,000" and insert in lieu thereof the numerals "1,212,620"

On page 2, line 27, delete the numerals "16,035,247" and insert in lieu thereof the numerals "15,991,867"

On page 3, after line 33 insert the following:
 "Computer terminal 56,173"

On page 3, line 35, delete the numerals "3,633,888" and insert in lieu thereof the numerals "3,690,061"

On page 4, line 15, delete the numerals "192,000" and insert in lieu thereof the numerals "215,000"

On page 4, line 16, delete the numerals "5,197,676" and insert in lieu thereof the numerals "5,220,676"

On page 4, line 18, delete the numerals "1,718,859" and insert in lieu thereof the numerals "1,747,019"

On page 4, after line 21, insert the following:
 "Computer terminal 56,173"

On page 4, line 22, delete the numerals "2,203,455" and insert in lieu thereof the numerals "2,287,788"

On page 4, line 24, delete the numerals "1,652,759" and insert in lieu thereof the numerals "1,737,092"

On page 4, line 27, delete the numerals "1,748,759" and insert in lieu thereof the numerals "1,833,092"

On page 5, line 17, delete the numerals "56,084,121" and insert in lieu thereof the numerals "56,441,292"

On page 5, line 18, delete the numerals "28,622,444" and insert in lieu thereof the numerals "26,880,732"

On page 5, line 19, delete the numerals "84,706,565" and insert in lieu thereof the numerals "83,322,024"

On page 5, line 21, insert after the word "treasury" the words "and income from increased enrollments"

On page 6, line 24 after the period insert the following:

"It is the further intent that the legislature will not approve any special assessments for projects that do not directly serve the institution, wherever located in the state.

SECTION 7. NORTH DAKOTA STATE UNIVERSITY.) In addition to the appropriations and authorizations provided by this Act, there is hereby appropriated \$313,202 for the North Dakota State University from the general fund in the state treasury during the biennium beginning July 1, 1973, and ending June 30, 1975, to be used only in the event of a reduction, and only to the extent of such reduction, in either or both years of the biennium in the receipt of federal funds by the North Dakota State University pursuant to the Bankhead-Jones Act. Such reduction during each year of the biennium shall be determined by subtracting the amounts received under the Bankhead-Jones Act each year from the amounts received during the fiscal year ended June 30, 1973. Funds shall be made available pursuant to this contingency appropriation only upon approval of the state board of higher education and with written notification by such board to the director of accounts and purchases."

And renumber the pages and 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. 2002 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 22, delete the numerals "6,188,498" and insert in lieu thereof the numerals "6,341,350"

On page 2, line 23, delete the numerals "863,300" and insert in lieu thereof the numerals "913,875"

On page 2, line 24, delete the numerals "699,240" and insert in lieu thereof the numerals "732,612"

On page 2, line 25, delete the numerals "509,630" and insert in lieu thereof the numerals "632,717"

On page 2, line 26, delete the numerals "8,260,668" and insert in lieu thereof the numerals "8,620,554"

On page 2, line 28, delete the numerals "5,180,159" and insert in lieu thereof the numerals "5,540,045"

On page 2, line 32, delete the numerals "5,408,559" and insert in lieu thereof the numerals "5,768,445"

On page 2, line 34, delete the numerals "240,609" and insert in lieu thereof the numerals "238,610"

On page 3, line 3, delete the numerals "402,009" and insert in lieu thereof the numerals "400,010"

On page 3, line 5, delete the numerals "288,009" and insert in lieu thereof the numerals "286,010"

On page 3, line 7, delete the numerals "298,007" and insert in lieu thereof the numerals "296,008"

On page 3, line 9, delete the numerals "57,597" and insert in lieu thereof the numerals "57,694"

On page 3, line 13, delete the numerals "101,537" and insert in lieu thereof the numerals "101,634"

On page 3, line 15, delete the numerals "59,634" and insert in lieu thereof the numerals "59,537"

On page 3, line 18, delete the numerals "75,634" and insert in lieu thereof the numerals "75,537"

On page 3, line 20, delete the numerals "72,482" and insert in lieu thereof the numerals "53,326"

On page 3, line 23, delete the numerals "26,200" and insert in lieu thereof the numerals "21,640"

On page 3, line 24, delete the numerals "124,382" and insert in lieu thereof the numerals "100,666"

On page 3, line 25, delete the numerals "34,990" and insert in lieu thereof the numerals "30,000"

On page 3, after line 25, insert the following:

"Land, structures, and improvements 14,250"

On page 3, line 26, delete the numerals "103,642" and insert in lieu thereof the numerals "70,666"

On page 3, line 28, delete the numerals "104,096" and insert in lieu thereof the numerals "104,571"

On page 3, line 29, delete the numerals "28,000" and insert in lieu thereof the numerals "25,680"

On page 3, line 30, delete the numerals "33,600" and insert in lieu thereof the numerals "31,040"

On page 3, line 31, delete the numerals "12,500" and insert in lieu thereof the numerals "11,800"

On page 3, line 32, delete the numerals "173,091" and insert in lieu thereof the numerals "178,196"

On page 3, line 34, delete the numerals "83,196" and insert in lieu thereof the numerals "78,091"

On page 4, line 1, delete the numerals "97,433" and insert in lieu thereof the numerals "97,613"

On page 4, line 5, delete the numerals "155,783" and insert in lieu thereof the numerals "155,963"

On page 4, line 7, delete the numerals "125,783" and insert in lieu thereof the numerals "125,963"

On page 4, line 9, delete the numerals "206,607" and insert in lieu thereof the numerals "207,905"

On page 4, line 10, delete the numerals "59,800" and insert in lieu thereof the numerals "54,535"

On page 4, line 11, delete the numerals "70,900" and insert in lieu thereof the numerals "51,372"

On page 4, line 13, delete the numerals "383,307" and insert in lieu thereof the numerals "359,812"

On page 4, line 14, delete the numerals "108,495" and insert in lieu thereof the numerals "85,000"

On page 4, line 22, delete the numerals "8,280,004" and insert in lieu thereof the numerals "8,675,889"

On page 4, line 23, delete the numerals "8,866,865" and insert in lieu thereof the numerals "8,838,380"

On page 4, line 24, delete the numerals "17,542,754" and insert in lieu thereof the numerals "17,118,384"

On page 6, after line 4, insert the following:

"SECTION 4. MAIN EXPERIMENT STATION.) In addition to the appropriations and authorizations provided by this Act, there is hereby appropriated \$386,410.00 for the Main Experiment Station from the general fund in the state treasury during the biennium beginning July 1, 1973, and ending June 30, 1975, to be used only in the event of a reduction, and only to the extent of such reduction, in either or both years of the biennium in the receipt of

federal funds by the Experiment Station pursuant to the Hatch Act. Such reduction during each year of the biennium shall be determined by subtracting the amounts under the Hatch Act each year from the amounts received during the fiscal year ended June 30, 1973. Funds shall be made available pursuant to this contingency appropriation only upon approval of the state board of higher education and with written notification by such board to the director of accounts and purchases.

SECTION 5. LEGISLATIVE INTENT.) It is the intent of the Legislative Assembly that the special programs in the Extension Division, known as Special Program — Nutritional, ABM Impact Area Development, and Man Power Project, which are totally federally funded shall not be continued when federal funds are no longer forthcoming.”

And renumber the pages and lines accordingly.

And when so amended recommends 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. 2004 has had the same under consideration and recommends that the same be amended as follows:

On page 1, after line 23, insert the following:

“Program budgeting 50,000”

On page 2, line 1, delete the numerals “821,070” and insert in lieu thereof the numerals “871,070”

On page 2, line 21, delete the numerals “895,982” and insert in lieu thereof the numerals “945,982”

On page 2, line 23, delete the numerals “4,927,270” and insert in lieu thereof the numerals “4,977,270”

On page 3, after line 3, insert the following:

“SECTION 4. CENTRAL DATA PROCESSING.) The director of the Office of Data Processing shall require all requests for new applications and up-dating of present applications to be justified in writing on forms subscribed by the Director of Data Processing. The responsibility of providing this justification shall rest with the data processing coordinator of each department or agency. If in the judgment of the Director of Data Processing that justification submitted is not sufficient to justify the data processing activity and costs in order that effectiveness can be measured the Director of Data Processing shall have the authority to refuse services to the department or agency. The Director of Data Processing shall report to the Legislative Council’s Committee on the Budget periodically so that they may review his findings.”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of the Legislative Assembly that the Office of the Executive Budget employ two professionally qualified persons and pay such other costs as may be necessary to implement and maintain the Program Budgeting system.

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. 2005 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 19, delete the numerals “2,000,000” and insert in lieu thereof the numerals “3,000,000”

On page 1, line 24, delete the numerals "475,820" and insert in lieu thereof the numerals "494,970"

On page 2, line 1, delete the numerals "183,085" and insert in lieu thereof the numerals "185,283"

On page 2, line 6, delete the numerals "874,817" and insert in lieu thereof the numerals "896,165"

On page 2, line 7, delete the numerals "406,966" and insert in lieu thereof the numerals "428,314"

On page 2, line 26, delete the numerals "3,932,488" and insert in lieu thereof the numerals "3,432,488"

On page 2, line 27, delete the numerals "6,901,263" and insert in lieu thereof the numerals "6,401,263"

On page 2, line 28, delete the numerals "5,982,705" and insert in lieu thereof the numerals "5,545,205"

On page 2, line 29, delete the numerals "918,558" and insert in lieu thereof the numerals "856,058"

On page 2, line 30, delete the numerals "7,010,059" and insert in lieu thereof the numerals "7,947,559"

On page 2, line 31, delete the numerals "13,380,671" and insert in lieu thereof the numerals "12,964,519"

On page 2, line 32, delete the numerals "20,390,730" and insert in lieu thereof the numerals "20,912,078"

And renumber the lines accordingly.

And when so amended recommends 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 Appropriations to whom was referred Senate Bill No. 2008 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 9, delete the figure "140,237,728" and insert in lieu thereof the figure "140,287,728"

On page 2, line 1, delete the figure "50,000" and insert in lieu thereof the figure "100,000"

On page 2, line 2, delete the figure "140,237,728" and insert in lieu thereof the figure "140,287,728"

And when so amended recommends the same do pass.

REP. MIEDEMA, Chairman

Rep. L. 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 Senate Bill No. 2010 has had the same under consideration and recommends that the same be amended as follows:

On page 4, after line 13 of the engrossed bill insert the following sections:

"SECTION 6. STATE HOSPITAL.) Funds shall be disbursed pursuant to the \$75,000.00 appropriated to the state hospital for the emergency generator only after the state hospital has made proper application for an emergency generator under the excess property program of the North Dakota office of civil defense, and has been informed that such equipment is not available or not available within a reasonable length of time, under such program. If a generator becomes available under the excess property program, funds to the extent necessary may be expended from the appropriation for installation of the generator. Copies of applications, replies to such applications, and correspondence relating to the state hospital's application for the generator shall be filed with the director of the department of accounts and pur-

chases and the legislative council committee on budget before expenditures are made pursuant to the appropriation.

SECTION 7. STATE HEALTH DEPARTMENT.) There is hereby appropriated to the state health department, for the biennium beginning July 1, 1973, and ending June 30, 1975, out of any moneys in the general fund of the state treasury, not otherwise appropriated, the sum of \$169,000.00 or so much thereof as may be necessary for the division of disease control to assume the inpatient and outpatient care of persons afflicted or suspected of being afflicted with tuberculosis. Administrative costs shall not exceed \$10,000.00 of such amount."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. R. Christensen 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:

On page 1, line 20, delete the numerals "100,036" and insert in lieu thereof the numerals "110,036"

On page 2, line 2, delete the numerals "193,679" and insert in lieu thereof the numerals "203,679"

On page 2, line 21, delete the numerals "1,339,079" and insert in lieu thereof the numerals "1,373,079"

On page 2, line 31, delete the numerals "2,057,375" and insert in lieu thereof the numerals "2,091,375"

On page 2, line 32, delete the numerals "2,728,156" and insert in lieu thereof the numerals "2,772,156"

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: The Majority of 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 1, line 1, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to amend and reenact sections 57-39.2-03.2, 57-39.2-04.1, 57-40.2-03.2, and 57-40.2-04.1 of the North Dakota Century Code, to provide for the exemption of food and food products from the sales and use tax.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 57-39.2-03.2 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-39.2-03.2. **SALES TAX ON ALCOHOLIC BEVERAGES (((,))) AND TOBACCO PRODUCTS (((, AND OLEOMARGARINE))).** Notwithstanding any other provision of law, the sales taxes imposed by this chapter shall apply to the gross receipts of retailers from all sales at retail beginning July 1, (((1969))) **1973**, of alcoholic beverages as defined in section 5-01-01, whether mixed or unmixed at the time of sale or thereafter, and whether sold for consumption on the premises or through off-sale outlets for consumption off the premises, and cigarettes, cigars, and other tobacco products, (((and oleomargarine,))) provided that gross receipts from the sale thereof shall mean and include any other taxes imposed on such merchandise or its use or on the retail or other sale thereof.

SECTION 2. AMENDMENT.) Section 57-39.2-04.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-39.2-04.1. SALES TAX EXEMPTION FOR (((CERTAIN))) FOOD AND FOOD PRODUCTS.) Beginning (((January 1, 1970))) July 1, 1973, gross receipts from sales for human consumption of food and food products including but not limited to cereal and cereal products, butter, cheese, milk and milk products ((and of fresh and cured))) , oleomargarine, meat (((, including))) and meat products, poultry and fish and other fresh and salt-water animal products, eggs and egg products, vegetables and vegetable products, fruit and fruit products, spices and salt, sugar and sugar products including candy and confectionary products, chewing gum, coffee and coffee substitutes, tea, cocoa and cocoa products, and carbonated beverages when purchased by consumers for consumption off the premises where purchased, shall be exempt from the sales tax imposed by chapter 57-39.2 (((, except that fresh and cured meat, fish and other fresh and salt-water animal products shall not include such products if preserved by enclosure in an airtight container))). "Food" and "food products" as used herein shall not include any alcoholic beverages or mixed drinks made therefrom, bottled water, or medicines and preparations in liquid, powdered, granular, tablet, capsule, lozenge, and pill form sold as dietary supplements or adjuncts.

SECTION 3. AMENDMENT.) Section 57-40.2-03.2 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-40.2-03.2. USE TAX ON ALCOHOLIC BEVERAGES (((,))) AND TOBACCO PRODUCTS (((, AND OLEOMARGARINE))). Notwithstanding any other provision of law, the use taxes imposed by this chapter shall apply to the storage, use, or consumption in this state beginning July 1, (((1969))) 1973, of alcoholic beverages as defined in section 5-01-01, whether mixed or unmixed at the time of sale or thereafter, and whether sold for consumption on the premises or through off-sale outlets for consumption off the premises, and cigarettes, cigars, and other tobacco products, (((and oleomargarine,))) provided that gross receipts from the sale thereof shall mean and include any other taxes imposed on such merchandise or its use or on the retail or other sale thereof.

SECTION 4. AMENDMENT.) Section 57-40.2-04.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-40.2-04.1. USE TAX EXEMPTION FOR (((CERTAIN))) FOOD AND FOOD PRODUCTS.) Beginning (((January 1, 1970))) July 1, 1973, gross receipts from sales for human consumption of food and food products including but not limited to cereal and cereal products, butter, cheese, milk and milk products ((and of fresh and cured))) , oleomargarine, meat (((, including))) and meat products, poultry and fish and other fresh and salt-water animal products, eggs and egg products, vegetables and vegetable products, fruit and fruit products, spices and salt, sugar and sugar products including candy and confectionary products, chewing gum, coffee and coffee substitutes, tea, cocoa and coca products, and carbonated beverages when purchased by consumers for consumption off the premises where purchased, shall be exempt from the use tax imposed by chapter 57-40.2 (((, except that fresh and cured meat, fish and other fresh and salt-water animal products shall not include such products if preserved by enclosure in an air-tight container))). "Food" and "food products" as used herein shall not include any alcoholic beverages or mixed drinks made therefrom, bottled water, or medicines and preparations in liquid, powdered, granular, tablet, capsule, lozenge, and pill form sold as dietary supplements or adjuncts."

And renumber the lines accordingly.

Rep. Dornacker
 Rep. Gackle
 Rep. A. Hausauer
 Rep. K. Johnson
 Rep. Laughlin
 Rep. Murphy
 Rep. Wilkie
 Rep. Winge
 And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted.

Mr. Speaker: The Minority of 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 do pass.

Rep. Garnas
 Rep. Jacob
 Rep. Matheny
 Rep. Nermyr
 Rep. Poyzer
 Rep. Rice
 Rep. Royse

REP. DORNACKER, Chairman

Rep. Rice moved that the report of the Minority be substituted for that of the Majority, which motion prevailed on a division vote.

House Bill No. 1537 was placed on the calendar.

POINT OF PERSONAL PRIVILEGE

Rep. Rundle: "Mr. Speaker:

"I would like to explain this because several members have come to me with a letter from the N.D.E.A., assuming they have received my letter. I also have the letter. At least I have had 102 answers to my letter."

POINT OF PERSONAL PRIVILEGE

Rep. Laske: "Mr. Speaker:

"I rise on a point of personal privilege on House Bill No. 1537. "We have just had this long discussion on the sales tax on food.

"We grocers do handle a lot of things. There was a slight insinuation that possibly the grocers could possibly be a little dishonest on the collecting of sales tax and has been, but when you get done separating an order, dividing the meat, fish, poultry and dairy products, and trying to put up with this kind of operation, you don't have time to think about cheating. I think the Tax Commissioner with his computer has been able to control the honesty if there was a desire on the part of the grocer to be dishonest. We have operated under a lot of problems, and there has been a lot of time consumed in separating the foods as we have gone through it. We have put up with it, and I don't think we have been dishonest in doing it."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation 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, line 29 delete the word "**Twenty**" and insert in lieu thereof the words "**Seventeen and five-tenths**"

And renumber the 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 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 17, delete the numerals "111,949" and insert in lieu thereof the numerals "123,949"

On page 2, line 19, delete the numerals "36,000" and insert in lieu thereof the numerals "40,000"

On page 2, line 23, delete the numerals "156,949" and insert in lieu thereof the numerals "168,949"

On page 2, line 24, delete the numerals "803,100" and insert in lieu thereof the numerals "815,100"

On page 2, line 26, delete the numerals "1,210,193" and insert in lieu thereof the numerals "1,222,193"

And when so amended recommends the same do pass.
Statement of the Purpose of the Amendment:

It is the intent of the committee to pay salaries commensurate with the responsibilities of the commissioner and his assistant, and to provide for additional part-time summer help.

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. 2015 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, after the word "Dakota" insert the following:

" ; and authorizing the state laboratories department to issue revenue bonds, the proceeds of which are appropriated for construction of a department building, and appropriating funds for amortizing bonds.

On page 2, line 4, delete the numerals "128,684" and insert in lieu thereof the numerals "130,520"

On page 2, line 9, delete the numerals "206,714" and insert in lieu thereof the numerals "208,550"

On page 2, line 18, delete the numerals "206,714" and insert in lieu thereof the numerals "208,550"

On page 2, line 19, delete the numerals "1,266,295" and insert in lieu thereof the numerals "1,228,131"

On page 2, after line 34, insert the following:

"SECTION 4. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the state laboratories department serve the public in the capacity of a consumer affairs office.

SECTION 5. LABORATORIES COMMISSION MAY ISSUE BONDS FOR CONSTRUCTION OF A BUILDING — PAYMENT OF BONDS — APPROPRIATION.)

1. For the purpose of paying the cost of construction of a building to house the state laboratories department, the state laboratories commission may borrow money on the credit of the revenue to be derived from fees collected by the department pursuant to law. In anticipation of such collections, the commission may issue negotiable bonds in a total amount not to exceed \$750,000, and may provide for the payment of those bonds and the rights of holders thereof, provided that bonds issued under this section shall not be an indebtedness of the state of North Dakota. Bonds issued under this section shall be payable serially, and may be issued in one or more series, may bear such date or dates, may mature at such times but not later than ten years from the date of issuance of the first series, may be in such denomination or denominations, may be in such form either coupon or regis-

- tered, may carry such registration and conversion privileges, may be executed in such manner, may be payable in such medium of payment at such place or places, may be subject to such terms of redemption with or without premium, and may bear such rate or rates of interest as may be provided by resolution of the commission. Bonds issued under this section shall have all of the qualities and incidents of negotiable paper, and shall not be subject to taxation by the state of North Dakota, or by any county, municipality, or other political subdivision thereof. Bonds issued under this subsection may be purchased by the Bank of North Dakota, with approval of the industrial commission.
2. There is hereby created a laboratories department sinking fund in the state treasury to which shall be credited the proceeds of fees collected and appropriated by this section. Notwithstanding the provisions of section 19-01-07, so much of the proceeds from fees collected by the state laboratories department as may be necessary for payment of the principal and interest on bonds issued under this section during the 1973-75 biennium are hereby appropriated to and shall be deposited by the laboratories commission in the laboratories department sinking fund.
 3. The proceeds of any bonds issued under the authority of this section are hereby appropriated to the state laboratories commission for construction of a building to house the laboratories department. Construction and furnishing of the building shall be contracted for and supervised by the state laboratories commission or its designee."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose of the amendment in the budget of the Milk Stabilization Board is to increase the salaries of the four fieldmen.

REP. REIMERS, Chairman

Rep. Olin 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. 2027 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, after the numeral and comma "57-02-31," insert the word "and" and also in line 2 delete everything after the numeral "57-02-34"

On page 1, line 3, delete everything before the word "of"

On page 1, line 4, after the word "procedures" delete the comma and insert in lieu thereof the word "and"

On page 1, line 5, delete everything after the first word "dates"

On page 1, line 6, delete the word "equalization"

On page 2, line 13, delete the triple parentheses before and after the word "June" and delete the word "April"

On page 3, line 18 delete the triple parentheses before and after the word "June" and delete the word "March"

On page 3, delete all of lines 24 through 35

On page 4, delete all of lines 1 through 35

On page 5, delete all of lines 1 through 35

On page 6, delete all of lines 1 through 35

On page 7, delete all of lines 1 through 25

And renumber the lines and pages accordingly.

REP. DORNACKER, Chairman

Rep. Gackle 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. 2096 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 4 of the engrossed bill, delete the word "repeal" and insert in lieu thereof the words "amend and reenact"

On page 1, line 6, delete the semicolon and letters "; and pro-"

On page 1, line 7, delete the words "viding an appropriation"

On page 2, delete lines 20 through 28 and insert in lieu thereof the following: SECTION 2. AMENDMENT.) Section 15-65-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-65-04. PROHIBITIONS.) Nothing in this chapter shall imply or express the intent of the council (((to license or operate educational broadcasting stations, nor))) to request the appropriation of state funds for the council's operation of (((such))) educational broadcasting stations."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent is to provide for ownership and maintenance of educational TV broadcasting facilities without the obligation of financing some with state monies.

REP. REIMERS, Chairman

Rep. Hartl moved that the report be adopted.

MOTION

Rep. Watkins moved a substitute motion, that Senate Bill No. 2096 be placed on the calendar without amendments.

Rep. Watkins requested a call of the House, which request was granted.

POINT OF PERSONAL PRIVILEGE

Rep. Rundle:

"Mr. Speaker: I rise on a point of personal privilege.

"Someone has found a new plaything. We have gone through entire sessions without a call of the House. If we are going to have a call of the House, let's get out the Highway Patrolman and get the people. Let's make this official, and get the people here."

Rep. Atkinson moved that the call of the House be dissolved, which motion prevailed.

Rep. Atkinson requested a recorded roll call vote on the substitute motion.

ROLL CALL

The question was on the substitute motion, the roll was called and there were ayes, 47; nays, 53; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Garnas	Langley	Orange
Austin	Gengler	Laughlin	Poyzer
Backes	Gronneberg	Leibhan	Rau
Backlin	Gunderson	Linderman	Raymond
Bassingthwaite	Hentges	Livingston	Royse
Bridston	Hickle	Lodoen	Stone
Christensen, H.	Hilleboe	Lundene	Tinjum
Dick	Jacob	McGauvran	Watkins

Dotzenrod	Jacobson	Martinson	Weber
Eagles	Johnson, H.	Matheny	Winge
Fleming	Kloubec	Mertens	Mr. Speaker
Froeber	Kretschmar	Opedahl	

Those voting in the negative were:

Berg	Hildebrand	Metzger	Schindler
Christensen, R.	Jaeger	Meyer	Scofield
Dornacker	Jenkins	Miedema	Stoltenow
Erickson	Johnson, K.	Murphy	Streibel
Freborg	Kermott	Nermyr	Strinden
Gackle	Kingsbury	Olin	Thorsgard
Ganser	Knudson	Olson	Timm
Grubb	LaGrave	Peterson	Tweten
Hartl	Lang	Reimers	Vander Vorst
Haugland	Larson	Rice	Wagner
Hausauer, A.	Laske	Rivinius	Welder
Hausauer, L.	Lee	Rued	Wilkie
Hendrickson	Marsden	Rundle	Winkjer
Herman			

Absent and not voting:

Hensrud	Solberg
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The motion failed.

The question then was on the motion of Rep. Hartl to adopt the report of the Committee on Senate Bill No. 2096, which motion prevailed.

Senate Bill No. 2096 was placed on the Sixth Order.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:
Senate Bill No. 2122

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2344

On which the Senate has adopted the Conference Committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1243

On which the Senate has adopted the Conference Committee report.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1012
House Bill No. 1055
House Bill No. 1058
House Bill No. 1091
House Bill No. 1110
House Bill No. 1114
House Bill No. 1136
House Bill No. 1162
House Bill No. 1176
House Bill No. 1184

House Bill No. 1214
 House Bill No. 1252
 House Bill No. 1265
 House Bill No. 1276
 House Bill No. 1279
 House Bill No. 1324
 House Bill No. 1370
 House Bill No. 1384
 House Bill No. 1388
 House Bill No. 1391
 House Bill No. 1426
 House Bill No. 1433
 House Bill No. 1479
 House Bill No. 1516
 House Bill No. 1519

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE
 House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1012
 House Bill No. 1055
 House Bill No. 1058
 House Bill No. 1091
 House Bill No. 1110
 House Bill No. 1114
 House Bill No. 1136
 House Bill No. 1162
 House Bill No. 1176
 House Bill No. 1184
 House Bill No. 1214
 House Bill No. 1252
 House Bill No. 1265
 House Bill No. 1276
 House Bill No. 1279
 House Bill No. 1324
 House Bill No. 1370
 House Bill No. 1384
 House Bill No. 1388
 House Bill No. 1391
 House Bill No. 1426
 House Bill No. 1433
 House Bill No. 1479
 House Bill No. 1516
 House Bill No. 1519

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2116 has had the same under consideration and recommends the same without recommendation.

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. 2175 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 Senate Bill No. 2283 has had the same under consideration and recommends that the same be amended as follows:

On page 3, line 17, delete the numerals "1,080,000.00" and insert in lieu thereof the numerals "585,000.00"

On page 3, after line 20, insert the following line:
"Administration \$25,000.00"

On page 3, delete lines 21, 22, 23, and 24

On page 3, line 25, delete the numerals "1,000,000.00" and insert in lieu thereof the numerals "560,000.00"

On page 3, line 26, delete the numerals "1,080,000.00" and insert in lieu thereof the numerals "585,000.00"

On page 3, line 27, delete the numerals "500,000.00" and insert in lieu thereof the numerals "280,000.00"

On page 3, line 29, delete the numerals "580,000.00" and insert in lieu thereof the numerals "305,000.00"

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

To allow \$25,000 for administration and to allow \$280,000 from general fund monies plus an equal amount of \$280,000 from federal funds.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of Your Committee on Natural Resources to whom was referred Senate Bill No. 2297 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dick
Rep. Ganser
Rep. Hentges
Rep. Hilleboe
Rep. Lee
Rep. Metzger
Rep. Rivinius
Rep. Stoltenow
Rep. Winge
Rep. Winkjer

REP. DICK, Chairman

Rep. Hilleboe moved that the report be adopted.

Mr. Speaker: The Minority of Your Committee on Natural Resources 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 3, line 4 of the engrossed bill, delete the words "directors of" and insert in lieu thereof the words "chief executive officer of each of the following:"

On page 4, line 7 delete the words "directors of" and insert in lieu thereof the words "chief executive officer of each of the following."

On page 5, line 4 after the word "exchange" insert the following: "but the board may not exercise the power of eminent domain"

On page 6, line 31 after the word "acquire" insert the words "by gift, devise, or exchange"

On page 10, after line 5 insert the following new section:

"SECTION 15. BOARD NOT TO HAVE POWER OF EMINENT DOMAIN.) Nothing in this Act shall be construed as granting to the board of nature preserves the power of eminent domain."

On page 10, line 6 delete the numeral "15" and insert the numeral "16" in lieu thereof

And renumber the lines and pages accordingly.

Rep. Bassingthwaite

Rep. H. Christensen

Rep. Jacob

Rep. Knudson

Rep. Weber

Rep. Wilkie

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. H. Christensen 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. Hilleboe to adopt the Report of the Majority on Senate Bill No. 2297, which motion prevailed.

Senate Bill No. 2297 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2379 has had the same under consideration and returns the bill without recommendation.

REP. DORNACKER, Chairman

Rep. Garnas 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. 2380 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 15 delete the words "acquisition or"

On page 2, line 12 delete the triple parentheses before the number "3."

On page 2, line 13 delete the triple parentheses after the period

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, 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. 2400 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 5 of the engrossed bill delete everything before the semi-colon

On page 1, line 13 delete the numeral "1975" and insert in lieu thereof the numeral "1973"

On page 4, line 19 delete the word "fale" and insert in lieu thereof the word "false"

On page 4, line 25 delete the words "FOR SCHOOLS"

On page 5, line 5 delete the words "allocated and" and insert in lieu thereof the words "deposited in the county general fund"

On page 5, delete all of lines 6 through 8

On page 5, line 9 delete everything before the period

On page 5 delete all of lines 10 through 15

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, 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. 4033 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 2, after the word "cooperatives", insert the following: " , Northwest Bell Telephone, Northern States Power, Montana Dakota Utilities, Otter Tail Power, all electric generating plants, all private telephone companies, and all communication and electrical system companies of all types."

On page 1, line 4, delete the words "and low"

On page 1, line 5, delete the word "cost"

On page 1, line 5, delete the word "regardless" and insert in lieu thereof the following: " ; and also commending all the news media of North Dakota, State and Federal Government Committees, and any individual or group not herein mentioned who contributed to the welfare of the citizens of North Dakota."

On page 1, delete lines 6 through 8

On page 1, line 14, after the comma, delete the remainder of the line and insert in lieu thereof the following: "all state investor-owned electric and telephone systems have obtained a high degree of success in providing such basic services as electricity, telephony to more than 400,000 rural and urban citizens; and"

On page 1, delete lines 15 through 17

On page 2, line 1, after the word "appreciation", delete the remainder of the line

On page 2, delete line 2

On page 2, line 3, delete everything prior to the word "for", and insert in lieu thereof the following: "to all electric, telephone, and communication systems"

On page 2, line 7, after the word "support", delete the remainder of the line and insert in lieu thereof the following: "to everyone."

On page 2, delete line 8

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Martinson 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 2, after line 1 of the engrossed bill insert the following line:

"Grafton State School 141,300"

On page 2, line 4, delete the numerals "87,008,839" and insert in lieu thereof the numerals "87,150,139"

On page 2, line 5, delete the numerals "64,223,468" and insert in lieu thereof the following numerals "64,364,768"

On page 3, line 26, delete the word "and"

On page 3, line 31, delete the period and insert a semicolon and the word "and" in lieu thereof, and insert the following subsection and section:

"4. No additional persons be employed in area social service centers during the 1973-75 biennium, except in those instances where vacancies occur or where a position is funded, but vacant at the close of the current biennium.

SECTION 7. APPROPRIATION.) There is hereby appropriated to the social service board from the general fund in the state treasury, from moneys not otherwise appropriated, \$228,000.00, or so much thereof as may be necessary, during the biennium beginning July 1, 1973, and ending June 30, 1975, for providing addi-

tional financial assistance for welfare costs in counties with Indian residents. It is the intent of the legislative assembly that, to the extent that the social service board determines that needs exist, amounts not to exceed the following may be made available to the following counties:

Benson	\$ 63,840
Rolette	136,800
Sioux	27,360

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The state funds in the Grafton State School budget were allowed to match with federal funds and will be used to pay social workers on staff at the Grafton State School.

REP. REIMERS, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEE ON APPROPRIATIONS

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 be amended as follows:

In amendment D of the re-engrossed bill as adopted by the House, following the word "shall be levying at least a" delete the word "fifty" and insert in lieu thereof the word "seventy-five"

On page 8 of the re-engrossed bill, delete all of line 28 and on line 29 delete the following: "twenty-mill school district levy,"

On page 10, line 11 of the re-engrossed bill, after the period insert the following: "Provided, however, that the authorization for unlimited levies under this subsection shall terminate on July 1, 1975, and any school district making such levies prior to that date shall be required to comply with the tax levy limitations otherwise provided by law after that date."

On page 11, after line 22 of the re-engrossed bill, insert the following:

"SECTION 12. ELIGIBILITY FOR RECEIPT OF FOUNDATION PROGRAM PER PUPIL PAYMENTS.) The superintendent of public instruction shall only make disbursements pursuant to this Act to school districts for schools where school boards certify to the superintendent of public instruction that, except for vocational and special education programs and new programs related to new facilities, courses of study eliminated in the last two years, no new programs will be implemented during the biennial period covered by the appropriation set forth in this Act."

And renumber the pages, lines, and sections accordingly.

And when so amended returns the same without recommendation.

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. 2028 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 12, place beginning triple parentheses before the first word "or" and delete the words "township, city, or"

On page 1, line 13, place ending triple parentheses after the word "equalization" and delete the words ", or any combination thereof,"

On page 1, line 14, delete the word "net" and after the word "land" insert the words "together with any improvements thereon"

On page 1, line 15, place beginning triple parentheses before the word "fifteen" and delete the triple parentheses before the word "of" and insert ending triple parentheses after the word "of" and insert in lieu thereof the words **"one hundred dollars over"** and place beginning triple parentheses before the word "any"

On page 1, line 17, place ending triple parentheses after the word "of" and delete the triple parentheses after the word "it" and delete **", and such fifteen"**

On page 1, delete all of line 18

On page 1, line 19, delete **"or more of such valuation"**

On page 1, line 21, place triple parentheses around the word "given" and insert in lieu thereof the word **"delivered"** and delete the words **"or board"**

On page 1, line 22, after the word "owner" insert the words **"or mailed to him"** and delete the triple parentheses before the word "The"

On page 1, line 24, place beginning triple parentheses before the word "be" and after the ending triple parentheses insert the following: **"also show the estimated market value of the property that the assessor used in making the assessment for the current year and for the year in which the last assessment was made and shall also show the date prescribed by law for the meeting of the local equalization board of the assessment district in which the property is located and the meeting date of the county equalization board."**

On page 2, line 1, delete the word "sent" and insert in lieu thereof the words **"mailed or delivered to the property owner"** and also in line 1 delete the words **"final day"** and insert in lieu thereof the words **"meeting date of the local equalization board"**

On page 2, delete all of line 2

On page 2, line 3, after the word **"mailed"** insert the words **"or delivered"**

On page 2, line 3, delete the words **"governmental agency"** and insert in lieu thereof the words **"assessment district for which the assessor is employed"**

On page 2, line 4, delete everything before the period

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 2318 has had the same under consideration and recommends that the same be amended as follows:

On page 2, line 1 of the engrossed bill, after the word **"exemption"** insert the following: **"as applied to a residence"**

On page 2, line 2, delete everything after the word **"only"** and insert in lieu thereof the words **"a residence"**

On page 2, line 3, delete **"tures and improvements"** and delete the word **"are"** and insert in lieu thereof the word **"is"**

On page 2, line 8, after the word **"farmer"** delete the period and words **". For the purposes of"** and insert in lieu thereof **"; for"** and delete **"subsec."**

On page 2, line 9, delete "tion," and insert in lieu thereof the word "purpose" and after the word "tract" insert the words "or contiguous tracts"

On page 2, line 10, delete the words "which contains" and insert in lieu thereof the word "containing"

On page 2, line 25, after the semi-colon insert the following: "and the term also includes an individual who is retired because of illness or age and who at the time of retirement owned and occupied as a farmer as defined above the residence in which he lives and for which the exemption is claimed;"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Garnas 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. 2401 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 Concurrent Resolution No. 4020 has had the same under consideration and recommends that the same do pass.

REP. REIMERS, Chairman

Rep. Fleming 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. 4072 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 3, delete everything after the word "Administration"

On page 1, line 4, delete the word "Development"

On page 1, delete all of lines 10 through 15

On page 1, line 19, delete everything after the word "opportunity"

On page 1, line 20, delete everything before the semi-colon

On page 2, line 1, delete everything after the words "Congress to" and insert in lieu thereof the words "re-evaluate the programs that have benefited our"

On page 2, delete all of line 2

On page 2, line 3, delete "able to"

On page 2, line 6, delete "-to-moderate"

On page 2, after line 7, insert the following:

BE IT FURTHER RESOLVED, that we commend the White House for its fiscal policy of keeping spending in the two hundred fifty billion range; and

BE IT FURTHER RESOLVED, that we strongly urge Congress to eliminate much of our waste overseas and at home; and

BE IT FURTHER RESOLVED, that we urge Congress to reassess the priorities of spending, and in so doing provide greater funds for the elderly and low income people in rural America.

And renumber the lines accordingly.

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.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Legislative Council Resolutions has had under consideration House Concurrent Resolution No. 3090, and returns the same without recommendation.

REP. JENKINS, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Procedural Committee on Legislative Council Resolutions has had under consideration Senate Concurrent Resolution No. 4027, and returns the same without recommendation.

REP. JENKINS, Chairman

Rep. Gunderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Procedural Committee on Legislative Council Resolutions has had under consideration Senate Concurrent Resolution No. 4037, and returns the same without recommendation.

REP. JENKINS, Chairman

Rep. Gunderson 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. 2256 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 9, delete the figure "17,500,000.00" and insert in lieu thereof the figure "44,800,000.00"

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.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit House Bill No. 1206 which the House has passed over the Governor's veto.

The vote on House Bill No. 1206 is 75 Ayes; 25 Nays; 2 Absent, not voting.

And your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit House Bill No. 1045 which the House has passed over the Governor's veto.

The vote on House Bill No. 1045 is: 79 Ayes; 19 Nays; 4 Absent, not voting.

And your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1012
House Bill No. 1055
House Bill No. 1058
House Bill No. 1091
House Bill No. 1110
House Bill No. 1114
House Bill No. 1136
House Bill No. 1162
House Bill No. 1176
House Bill No. 1184
House Bill No. 1214
House Bill No. 1252

House Bill No. 1265
House Bill No. 1276
House Bill No. 1279
House Bill No. 1324
House Bill No. 1370
House Bill No. 1384
House Bill No. 1388
House Bill No. 1391
House Bill No. 1426
House Bill No. 1433

House Bill No. 1479
 House Bill No. 1516
 House Bill No. 1519
 Which the President has signed.

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

FORTY-EIGHTH DAY

Bismarck, February 8, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. A. E. Smith, Retired Episcopal Canon, Fargo.

Roll was called, and all members were present except Reps. Dick, Grubb, Hensrud and Solberg.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-sixth Day After Recess and Forty-seventh day and recommends that the same be corrected as follows:

Page 1086, line 47, delete the word "House" and insert in lieu thereof the word "Senate"

Page 1092, line 22, after the word "everything" delete the following: "after the semicolon", and insert in lieu thereof "before and including the semicolon"

Page 1108, line 26, delete the name "Lang" and insert in lieu thereof the name "Herman", and delete the numeral "2098" and insert in lieu thereof the numeral "2074"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Rued moved that the report be adopted, which motion prevailed.

Rep. Bridston moved that the House reconsider its action by which the House concurred in the Senate amendments on House Bill No. 1317, which motion prevailed.

Rep. Bridston moved that House do not concur on the Senate amendments to House Bill No. 1317, and that a Conference Committee be appointed to serve with a like committee from the Senate, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: The Senate requests the return of:

House Bill No. 1502

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House Amendment to Senate Bill No. 2179 and the President has appointed as a conference committee to act with a like committee from the House:

Senator Kautzman

Senator Ringsak

Senator Rait

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 9:30 a.m., Friday, March 9, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

**FORTY-EIGHTH DAY AFTER RECESS
AND FORTY-NINTH DAY**

Bismarck, March 9, 1973

The House reconvened at 9:30 a.m., pursuant to recess taken, with Speaker Bunker presiding.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

Speaker of House
State of North Dakota
Bismarck, N. Dak.

Knowing of your deep concern for traffic safety, I wish to bring to your attention my alarm over the rejection of legislation providing for a state motor vehicle inspection system. We urge your reconsideration of legislation that will allow a comprehensive approach to highway safety in North Dakota. Continued absence of activity in this area of highway safety will force me to recommend that the sanctions contained in the highway safety act of 1966 be imposed against North Dakota which include loss of all highway safety funds as well as loss of 10 percent of federal highway construction funds. I regret that such action appears necessary but the NHTSA considers motor vehicle inspection to be an important element of the state's highway safety program.

Frank D. Altobelli, Acting Director
Office of Standards Development and Implementation
National Highway Traffic Safety Administration
U. S. Department of Transportation
Washington, D. C. 20590

CC: Honorable Arthur A. Link
Governor of North Dakota
Bismarck, N. Dak.
Lt. Governor
State of North Dakota
Bismarck, N. Dak.
Region VII, Lakewood, Ohio
Region X, Seattle, Washington

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-seventh day after recess and forty-eighth day and recommends that the same be corrected as follows:

On page 1184, following line 20, insert the following:

REPORT OF STANDING COMMITTEE ON APPROPRIATIONS

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2256 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 9, delete the figure "17,500,000.00" and insert in lieu thereof the figure "44,800,000.00"

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.

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

MOTION

Rep. Hentges moved that House Bill No. 1085 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1095. A Bill for an Act to amend and reenact section 43-07-20 of the North Dakota Century Code, relating to employment preferences in contracts.

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, 9.

Those voting in the affirmative were:

Austin	Hausauer, L.	Lee	Reimers
Backes	Hendrickson	Linderman	Rice
Backlin	Hensrud	Livingston	Rivinius
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hildebrand	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kloubec	Nermyr	Vander Vorst
Gackle	Knudson	Olin	Wagner
Ganser	Kretschmar	Olson	Watkins
Garnas	LaGrave	Opedahl	Weber
Gengler	Lang	Orange	Welder
Grubb	Langley	Peterson	Wilkie
Gunderson	Larson	Poyzer	Winge
Hartl	Laske	Rau	Winkjer
Haugland	Laughlin	Raymond	Mr. Speaker
Hausauer, A.			

Absent and not voting:

Atkinson	Hilleboe	Leibhan	Solberg
Dick	Kingsbury	Royse	Timm
Gronneberg			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1095 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1217. A Bill for an Act to amend and reenact sections 39-16-05 and 39-16-07 of the North Dakota Century Code, relating to the suspension of the driver license of a driver of a motor vehicle involved in an accident and who has no means of financial responsibility.

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, 9.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Reimers
Backes	Hausauer, L.	Linderman	Rice
Backlin	Hendrickson	Livingston	Rivinius
Bassingthwaite	Hensrud	Lodoen	Rundle
Berg	Hentges	Lundene	Schindler
Bridston	Herman	McGauvran	Scofield
Christensen, H.	Hickle	Marsden	Stoltenow
Christensen, R.	Hildebrand	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Tinjum
Fleming	Johnson, K.	Miedema	Tweten
Freborg	Kermott	Murphy	Vander Vorst
Freober	Kloubec	Nermyr	Wagner
Gackle	Knudson	Olin	Watkins
Ganser	Kretschmar	Olson	Weber
Garnas	LaGrave	Opedahl	Welder
Gengler	Lang	Orange	Wilkie
Gunderson	Langley	Peterson	Winge
Hartl	Larson	Poyzer	Winkjer
Haugland	Laughlin	Rau	Mr. Speaker

Those voting in the negative were:

Grubb	Laske	Raymond	Rued
Jaeger			

Absent and not voting:

Atkinson	Hilleboe	Leibhan	Solberg
Dick	Kingsbury	Royse	Timm
Gronneberg			

So the bill passed and the title was agreed to.

Rep. Streibel 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.

House Bill No. 1254. A Bill for an Act relating to the disposal and reuse of abandoned motor vehicles and other scrap metal; prescribing duties and powers of the state department of health and responsibilities of the motor vehicle registrar; providing a tax on motor vehicle registration; establishing a disposal fund; allowing storage of vehicles by collectors; to amend and reenact section 24-03-23 of the North Dakota Century Code, relating to encroachments on state highways; to repeal section 40-05-15 of the North Dakota Century Code, relating to unclaimed motor vehicles; providing a penalty; and providing 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, 85; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

Austin	Hensrud	Lodoen	Royse
Backes	Hentges	Lundene	Rued
Backlin	Herman	McGauvran	Rundle
Bassingthwaite	Hildebrand	Marsden	Schindler
Berg	Jacob	Martinson	Scofield
Bridston	Jacobson	Matheny	Stoltenow

Christensen, H.	Jenkins	Mertens	Stone
Christensen, R.	Johnson, H.	Metzger	Streibel
Dornacker	Johnson, K.	Meyer	Strinden
Dotzenrod	Kermott	Miedema	Thorsgard
Eagles	Kloubec	Nermyr	Tinjum
Erickson	Knudson	Olin	Tweten
Fleming	Kretschmar	Olson	Vander Vorst
Froeber	LaGrave	Opedahl	Wagner
Ganser	Lang	Orange	Watkins
Garnas	Langley	Peterson	Weber
Gengler	Larson	Poyzer	Welder
Hartl	Laske	Rau	Wilkie
Haugland	Laughlin	Raymond	Winge
Hausauer, A.	Linderman	Rice	Winkjer
Hausauer, L.	Livingston	Rivinius	Mr. Speaker
Hendrickson			

Those voting in the negative were:

Freborg	Grubb	Hickle	Murphy
Gackle	Gunderson	Jaeger	

Absent and not voting:

Atkinson	Hilleboe	Leibhan	Solberg
Dick	Kingsbury	Reimers	Timm
Gronneberg	Lee		

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. 1327. 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, 77; nays, 17; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Laske	Raymond
Austin	Hendrickson	Laughlin	Reimers
Backes	Hensrud	Linderman	Rice
Backlin	Hentges	Livingston	Rivinius
Berg	Herman	Lodoen	Royse
Bridston	Hickle	Marsden	Rued
Christensen, H.	Hildebrand	Martinson	Scofield
Christensen, R.	Hilleboe	Matheny	Stoltenow
Dornacker	Jacob	Metzger	Stone
Dotzenrod	Jenkins	Meyer	Streibel
Eagles	Johnson, H.	Miedema	Strinden
Erickson	Johnson, K.	Murphy	Thorsgard
Freborg	Kermott	Nermyr	Tweten
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Winge
Gunderson	Langley	Poyzer	Winkjer
Haugland	Larson	Rau	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Bassingthwaite	Jacobson	Mertens	Tinjum
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Fleming	Jaeger	Opedahl	Vander Vorst
Gengler	Kretschmar	Rundle	Welder
Grubb	McGauvran	Schindler	Wilkie
Hartl			

Absent and not voting:

Dick	Kingsbury	Leibhan	Solberg
Gronneberg	Lee	Lundene	Timm

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. 1378. A Bill for an Act to repeal section 19-05-12 of the North Dakota Century Code, relating to the notice of the use of oleomargarine or margarine where meals are served.

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, 6.

Those voting in the affirmative were:

Atkinson	Hendrickson	Laske	Rice
Austin	Hensrud	Laughlin	Rivinius
Backes	Hentges	Linderman	Royse
Backlin	Herman	Livingston	Rued
Berg	Hickle	Lodoen	Rundle
Bridston	Hildebrand	Lundene	Schindler
Christensen, H.	Hilleboe	Marsden	Scotfield
Christensen, R.	Jacob	Martinson	Stoltenow
Dornacker	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Metzger	Streibel
Eagles	Jenkins	Miedema	Strinden
Erickson	Johnson, H.	Murphy	Thorsgard
Fleming	Johnson, K.	Nermyr	Tinjum
Froeber	Kermott	Olin	Tweten
Garnas	Kingsbury	Olson	Wagner
Gengler	Kloubec	Opedahl	Watkins
Grubb	Knudson	Orange	Weber
Gunderson	Kretschmar	Peterson	Wilkie
Hartl	LaGrave	Poyzer	Winge
Haugland	Lang	Raymond	Winkjer
Hausauer, A.	Langley	Reimers	Mr. Speaker
Hausauer, L.	Larson		

Those voting in the negative were:

Bassingthwaite	Ganser	Meyer	Vander Vorst
Freborg	McGauvran	Rau	Welder
Gackle	Mertens		

Absent and not voting:

Dick	Lee	Solberg	Timm
Gronneberg	Leibhan		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1378 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1395. A Bill for an Act to provide for an impact analysis from federal agencies prior to their acquisition of land in 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, 92; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Linderman	Rivinius
Backes	Hausauer, L.	Livingston	Roysce
Backlin	Hendrickson	Lodoen	Rued
Bassingthwaite	Hensrud	Lundene	Rundle
Berg	Herman	McGauvran	Schindler
Bridston	Hickle	Marsden	Scofield
Christensen, H.	Hildebrand	Martinson	Stoltenow
Christensen, R.	Hilleboe	Matheny	Stone
Dornacker	Jacob	Mertens	Streibel
Dotzenrod	Jacobson	Metzger	Strinden
Eagles	Jaeger	Meyer	Thorsgard
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweteh
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Lang	Poyzer	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker

Those voting in the negative were:

Hentges	Jenkins	Kretschmar
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Absent and not voting:

Dick	Lee	Opedahl	Timm
Gronneberg	Leibhan	Solberg	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1395 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Reimers moved that the House reconsider its action by which the House did not concur on the Senate amendments to House Bill No. 1017, which motion prevailed.

Rep. Reimers moved that the House do concur on the Senate amendments to House Bill No. 1017, and that House Bill No. 1017 be placed on the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1537. A Bill for an Act to provide for an income tax credit or refund for sales taxes paid on food; and to repeal 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 on certain food products.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 32; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Gronneberg	Lee	Raymond
Austin	Grubb	Leibhan	Reimers
Backes	Hartl	Linderman	Rice
Backlin	Hausauer, A.	Lodoen	Rivinius

Berg	Hausauer, L.	Lundene	Royse
Bridston	Hendrickson	Marsden	Schindler
Christensen, H.	Hickle	Martinson	Scofield
Christensen, R.	Jacob	Matheny	Stoltenow
Dotzenrod	Jacobson	Metzger	Stone
Eagles	Johnson, H.	Miedema	Streibel
Fleming	Kermott	Nermyr	Strinden
Freborg	LaGrave	Olin	Thorsgard
Froeber	Lang	Olson	Timm
Gackle	Langley	Opedahl	Tinjum
Ganser	Larson	Orange	Watkins
Garnas	Laske	Peterson	Winkjer
Gengler	Laughlin	Poyzer	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Hildebrand	Kretschmar	Rundle
Dornacker	Hilleboe	Livingston	Tweten
Erickson	Jaeger	McGauvran	Vander Vorst
Gunderson	Jenkins	Mertens	Wagner
Haugland	Johnson, K.	Meyer	Weber
Hensrud	Kingsbury	Murphy	Welder
Hentges	Kloubec	Rau	Wilkie
Herman	Knudson	Rued	Wing

Absent and not voting:

Dick Solberg

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1537 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following Conference Committees, on:

House Bill No. 1050

Rep. Herman

Rep. Gackle

Rep. Langley

Senate Bill No. 2179

Rep. Eagles

Rep. Atkinson

Rep. Orange

House Bill No. 1317

Rep. Herman

Rep. Rued

Rep. Orange

SECOND READING OF A HOUSE BILL

House Bill No. 1539. A Bill for an Act to amend and reenact sections 11-09-19, 11-09-22, and 11-09-24 of the North Dakota Century Code, relating to the appointment of sheriffs, county judges, and superintendents of schools in counties adopting a short form of county managership.

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, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Backlin	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoo	Rundle
Bridston	Hickle	Lundene	Schindler

Christensen, H.	Hilleboe	McGauvran	Scotfield
Christensen, R.	Jacob	Marsden	Stoltenow
Dick	Jacobson	Martinson	Stone
Dornacker	Jaeger	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Fleming	Kermott	Miedema	Tinjum
Freborg	Kingsbury	Murphy	Tweten
Froeber	Kloubec	Nermyr	Vander Vorst
Gackle	Knudson	Olin	Wagner
Ganser	Kretschmar	Olson	Watkins
Garnas	LaGrave	Opedahl	Weber
Gengler	Lang	Orange	Welder
Gronneberg	Langley	Peterson	Wilkie
Grubb	Larson	Poyzer	Winge
Gunderson	Laske	Rau	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland			

Absent and not voting:

Backes	Hildebrand	Raymond	Solberg
Hausauer, A.			

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.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3056. A Concurrent Resolution directing the Legislative Council to study and review statutes relating to labor laws in the public and private sector of North Dakota's economy.

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, 93; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rice
Austin	Hendrickson	Linderman	Rivinius
Backlin	Hentges	Livingston	Royce
Bassingthwaite	Herman	Lodoen	Rued
Berg	Hickle	Lundene	Rundle
Bridston	Hilleboe	McGauvran	Schindler
Christensen, H.	Jacob	Marsden	Stoltenow
Christensen, R.	Jacobson	Martinson	Stone
Dick	Jenkins	Matheny	Streibel
Dornacker	Johnson, H.	Mertens	Strinden
Dotzenrod	Johnson, K.	Metzger	Thorsgard
Eagles	Kermott	Meyer	Timm
Erickson	Kingsbury	Miedema	Tinjum
Fleming	Kloubec	Murphy	Tweten
Freborg	Knudson	Nermyr	Vander Vorst
Froeber	Kretschmar	Olin	Wagner
Gackle	LaGrave	Olson	Watkins
Ganser	Lang	Opedahl	Weber
Garnas	Langley	Orange	Welder
Gengler	Larson	Peterson	Wilkie
Gronneberg	Laske	Poyzer	Winge
Gunderson	Laughlin	Rau	Winkjer
Hartl	Lee	Reimers	Mr. Speaker
Haugland			

Those voting in the negative were:

Grubb Jaeger

Absent and not voting:

Backes Hensrud Raymond Solberg
Hausauer, L. Hildebrand Scofield

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3056 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution No. 3065. A Concurrent Resolution directing the Legislative Council to study the feasibility of granting some form of tax relief to beginning farmers and ranchers.

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, 6; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Backes	Hentges	Linderman	Royse
Backlin	Herman	Livingston	Rued
Bassingthwaite	Hickle	Lodoen	Rundle
Bridston	Hilleboe	Lundene	Schindler
Christensen, H.	Jacob	McGauvran	Scofield
Dick	Jacobson	Marsden	Stoltenow
Dornacker	Jenkins	Martinson	Stone
Dotzenrod	Johnson, H.	Matheny	Streibel
Eagles	Johnson, K.	Mertens	Strinden
Erickson	Kermott	Meyer	Thorsgard
Fleming	Kingsbury	Miedema	Timm
Freborg	Kloubec	Nermyr	Tinjum
Froeber	Knudson	Olin	Tweten
Gackle	Kretschmar	Olson	Vander Vorst
Ganser	LaGrave	Opedahl	Watkins
Garnas	Lang	Orange	Weber
Gengler	Langley	Peterson	Wilkie
Gronneberg	Larson	Poyzer	Winge
Grubb	Laske	Rau	Winkjer
Hartl	Laughlin	Reimers	Mr. Speaker
Haugland			

Those voting in the negative were:

Christensen, R. Jaeger Murphy Welder
Gunderson Metzger

Absent and not voting:

Berg Hensrud Raymond Wagner
Hausauer, L. Hildebrand Solberg

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3065 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution No. 3090. A Concurrent Resolution directing the Legislative Council to conduct a study of the questions of taxation and jurisdiction as it pertains to Indians and non-Indians on an Indian reservation lying wholly or partly within the State of North Dakota.

Was read the second time.

Rep. Raymond moved that House Concurrent Resolution No. 3090 be laid over one legislative day, which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1037 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate:
 Senator Freed
 Senator Jones
 Senator Peterson

For the House:
 Rep. Kretschmar
 Rep. Olson
 Rep. Dotzenrod

Rep. Kretschmar moved that the report be adopted, which motion prevailed.

House Bill No. 1037 was placed on the Sixth Order.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1057 has had the same under consideration and recommends that the Senate recede from its amendments.

For the Senate:
 Senator Sandness
 Senator Smykowski
 Senator Redlin

For the House:
 Rep. Hentges
 Rep. Kermott
 Rep. Linderman

Rep. Hentges moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1398 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate:
 Senator J. Schultz
 Senator Sands
 Senator Berube

For the House:
 Rep. Stone
 Rep. Royse
 Rep. Jacobson

Rep. Stone moved that the report be adopted, which motion prevailed.

House Bill No. 1398 was placed on the Sixth Order.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2146 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:
 Senator Smykowski
 Senator Fritzell
 Senator Redlin

For the House:
 Rep. Rivinius
 Rep. Scofield
 Rep. Bassingthwaite

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2344 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:
 Senator Sandness
 Senator Morgan
 Senator Redlin

For the House:
 Rep. Hilleboe
 Rep. Kermott
 Rep. Meyer

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Reimers moved that the House do concur on the Senate amendments to House Bill No. 1009, and that House Bill No. 1009 be placed on the calendar, which motion prevailed.

Rep. Strinden moved that the House do not concur on the Senate amendments to House Bill No. 1030, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Strinden moved that the House do concur on the Senate amendments to House Bill No. 1031, and that House Bill No. 1031 be placed on the calendar, which motion prevailed.

Rep. Knudson moved that the House do concur on the Senate amendments to House Bill No. 1090, and that House Bill No. 1090 be placed on the calendar.

Rep. Hilleboe moved a substitute motion, that the House do not concur on the Senate amendments to House Bill No. 1090, and that a Conference Committee be appointed to serve with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following Conference Committee:

On House Bill No. 1030:
 Rep. Strinden
 Rep. Eagles
 Rep. Laughlin

SECOND READING OF SENATE BILLS

Senate Bill No. 2013. A Bill for an Act making an appropriation for defraying the expenses of the state industrial commission and state agencies under the management of the state industrial 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, 100; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rice
Backes	Hausauer, L.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hensrud	Livingston	Rued
Berg	Hentges	Lodoen	Rundle
Bridston	Herman	Lundene	Schindler
Christensen, H.	Hickle	McGauvran	Scofield

Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Weber
Gengler	LaGrave	Orange	Welder
Gronneberg	Lang	Peterson	Wilkie
Grubb	Langley	Poyzer	Winge
Gunderson	Larson	Rau	Winkjer
Hartl	Laske	Raymond	Mr. Speaker

Those voting in the negative were:

Jaeger

Absent and not voting:

Solberg

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2013 was passed be reconsidered and the motion be reconsider be laid on the table, which motion prevailed.

MOTIONS

Rep. Martinson moved that the House reconsider its action by which the House indefinitely postponed Senate Bill No. 2312 by adoption of the Committee Report on Senate Bill No. 2312, which motion prevailed.

Rep. Martinson moved that Senate Bill No. 2312 be placed on the calendar for second reading and final passage.

Rep. Hilleboe moved a substitute motion that Senate Bill No. 2312 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2033. A Bill for an Act to provide for alternate methods of disposing of certain traffic offenses; to define moving and nonmoving offenses; to provide for mandatory suspension of motor vehicle operators' licenses when certain numbers of demerits have accumulated on licensees' driving records; to create and enact section 29-27-02.1 of the North Dakota Century Code, relating to disposition of fines and forfeitures; and to amend and reenact subsection 3 of section 29-01-14, sections 29-05-31, 39-05-12, subsections 2 and 9 of section 39-06-03, subsection 1 of section 39-06-17, sections 39-06-31, 39-06-32, 39-07-09, 39-07-11, 39-08-18, 39-09-01, 39-10-31, 39-12-08, 39-12-09, subsection 2 of section 39-16.1-07, subsection 1 of section 39-21-46, sections 39-21-50, 39-24-11, and 40-05-06 of the North Dakota Century Code, relating to restricted licenses and mandatory revocation of licenses, to discretionary authority to suspend licenses, to the form of the uniform traffic summons and complaint, to the powers of halting officers, to the definition of magistrates, to the duties of magistrates, to the penalties to be assessed for certain traffic offenses, and to the maximum penalties for violation of city traffic ordinances.

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, 38; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Gronneberg	Laske	Rundle
Austin	Grubb	Laughlin	Schindler
Backes	Hausauer, L.	Lee	Scofield
Backlin	Hendrickson	Leibhan	Stoltenow
Bassingthwaite	Hentges	Lodoen	Stone
Berg	Herman	Lundene	Streibel
Bridston	Hildebrand	McGauvran	Strinden
Christensen, H.	Jacob	Martinson	Thorsgard
Christensen, R.	Jacobson	Matheny	Vander Vorst
Dick	Kermott	Mertens	Watkins
Dotzenrod	Kloubec	Olson	Weber
Eagles	Knudson	Opedahl	Wilkie
Erickson	Kretschmar	Orange	Winge
Fleming	LaGrave	Poyzer	Winkjer
Froeber	Lang	Rau	Mr. Speaker
Ganser	Larson	Roysel	

Those voting in the negative were:

Dornacker	Hickle	Marsden	Reimers
Freborg	Hilleboe	Metzger	Rice
Gackle	Jaeger	Meyer	Rivinius
Garnas	Jenkins	Miedema	Rued
Gengler	Johnson, H.	Murphy	Timm
Gunderson	Johnson, K.	Nermyr	Tinjum
Hartl	Kingsbury	Olin	Tweten
Haugland	Langley	Peterson	Wagner
Hausauer, A.	Linderman	Raymond	Welder
Hensrud	Livingston		

Absent and not voting:

Solberg

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2033 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 3003

House Concurrent Resolution No. 3006

House Concurrent Resolution No. 3035

House Concurrent Resolution No. 3043

House Concurrent Resolution No. 3051

House Concurrent Resolution No. 3063

House Concurrent Resolution No. 3074

House Concurrent Resolution No. 3084

House Concurrent Resolution No. 3089

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1432

House Concurrent Resolution No. 3021

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4077

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1232

House Bill No. 1331

House Bill No. 1339

House Bill No. 1344

House Bill No. 1350

House Bill No. 1351

House Bill No. 1390

House Bill No. 1429

House Concurrent Resolution No. 3017

House Concurrent Resolution No. 3034

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSE AMENDMENTS TO HOUSE BILL NO. 1232

Page 1, line 24 after the word "**the**" delete "**presiding**"

Page 2, line 1 after the ending triple parentheses underline the word "they"

Page 2, line 6 after the word "**the**" delete "**presiding**"

Page 2, line 35 delete the beginning triple parentheses before the word "compensation"

Page 3, line 1 delete the ending triple parentheses after the word "term" and insert in lieu thereof the words "**and thereafter**" and after the word "**salary**" insert the word "**as**" and after the word "**provided**" insert "**for**"

Page 3, line 2 after the first comma delete the remainder of the line and insert in lieu thereof "**regardless of his age at that time**"

Page 3, delete all of lines 3 through 5

Page 3, delete all of line 6 with the exception of the period

Renumber the pages and lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1331

On page 1, line 2 of the engrossed bill after the second comma, insert the following: "various warehouse regulations governing charges for storage,"

On page 1, line 10 insert triple parentheses around "twenty-fifth" and insert in lieu thereof "**twentieth**"

On page 1, line 17 after the word "day" insert the following: "**beginning the first day the grain is received into the warehouse**"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1339

On page 1, line 2 of the engrossed bill, after the comma insert the following: "as contained in section 1 of House Bill No. 1117, as approved by the forty-third legislative assembly."

On page 1, line 9 after "Code" insert the following: "as contained in section 1 of House Bill No. 1117, as approved by the forty-third legislative assembly,"

On page 3, line 1 delete "**The head of any department, institution,**"

On page 3, delete lines 2 through 4

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1344

On page 2, line 1 of the engrossed bill, insert triple parentheses around the word "three" and insert immediately thereafter the word "**six**"

On page 2, line 4, delete the word "**three**" and insert in lieu thereof the word "**two**"

On page 2, line 6, insert triple parentheses around the words "twenty-five cents" and insert immediately thereafter the words "**one dollar**"

On page 2, line 9, insert an underscored comma after the word "release", place triple parentheses around the word "or", and after the word "assignment" insert the words and comma ", or affidavit"

On page 2, line 10, place triple parentheses around the words "one dollar" and insert immediately thereafter the words "**two dollars**"

On page 2, line 11, place triple parentheses around the words "and fifty cents"

On page 2, line 12, insert beginning triple parentheses before the words "twenty-five" and insert ending triple parentheses after the word "cents" and insert immediately thereafter the words "**one dollar**"

On page 2, line 14, delete the word "**three**" and insert immediately thereafter the word "**two**"

On page 2, line 15, delete the triple parentheses

On page 2, line 16, delete the ending triple parentheses after the word and comma "cents," and delete the word "**and**"

On page 2, line 17, delete the word "**three**" and insert in lieu thereof the word "**two**"

On page 2, line 19, delete the word "**three**" and insert in lieu thereof the word "**two**"

On page 2, line 23, place beginning triple parentheses before the word "one" and place ending triple parentheses after the word "cents" and insert immediately thereafter the words "**two dollars**"

On page 2, line 24, place beginning triple parentheses before the word "one" and place ending triple parentheses after the word "dollar" and insert immediately thereafter the words "**two dollars**"

On page 2, line 28, place beginning triple parentheses before the word "one" and place ending triple parentheses after the word "cents" and insert immediately thereafter the words "**three dollars**"

On page 2, line 29, place triple parentheses around the word "two" and insert immediately thereafter the word "**three**"

On page 2, line 33, place ending triple parentheses after the word "dollar" and insert immediately thereafter the words "**two dollars**"

On page 2, line 34, place triple parentheses around the word "fifteen" and insert immediately thereafter the words "**twenty-five**"

On page 2, line 35, delete the triple parentheses and the words "**three dollars**"

On page 3, line 2, delete all the triple parentheses and the words "**two thousand**"

On page 3, line 3, place triple parentheses around the word "fifteen" and insert immediately thereafter the words "**twenty-five**"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1350

On page 1, line 13 of the engrossed bill, delete the words "sixty percent" and insert in lieu thereof the words "a majority"

On page 2, line 31, delete the words "sixty percent" and insert in lieu thereof the words "a majority"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1351

On page 1, line 3 after the word "Dakota" add the following: "**and providing an appropriation**"

On page 2, after line 20 add the following: "**SECTION 2. APPROPRIATION.) There is hereby appropriated the sum of \$40,000 or so much thereof as may be necessary, from unappropriated profits of the Bank of North Dakota, for the purpose of defraying the expense of an independent certified public accountant audit of the Bank of**

North Dakota during the biennium beginning July 1, 1973 and ending June 30, 1975."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of the amendment is to provide an appropriation for a certified audit, such appropriation to be out of state bank funds and be over and above the regular bank appropriation.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1390

On page 1, line 17 of the engrossed bill, delete "January 1, 1960" and insert in lieu thereof "August 5, 1964"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1429

On page 1, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code and to repeal section 57-46-01 of the North Dakota Century Code, relating to military income exempt from the income tax; and to provide an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) A new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code is hereby created and enacted to read as follows:

Reduced by any amount, up to a maximum of one thousand dollars, received by any person as payment for services performed while on active duty in the armed forces of the United States or as payment for attending periodic training meetings for drill and instruction as a member of the national guard or of a reserve unit of the armed forces of the United States.

SECTION 2. REPEAL.) Section 57-46-01 of the North Dakota Century Code is hereby repealed effective for all taxable years beginning on or after January 1, 1973.

SECTION 3. EFFECTIVE DATE.) The provisions of this Act shall apply to income received in taxable years beginning after December 31, 1972."

And renumber the lines accordingly.

**PROPOSED AMENDMENTS TO
HOUSE CONCURRENT RESOLUTION NO. 3017**

On page 1, line 1 delete everything after the words "A Concurrent Resolution" and insert in lieu thereof the following: "for the amendment of the Constitution of the State of North Dakota relating to the retirement, discipline, and removal of supreme and district court judges.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Constitution of the State of North Dakota be amended by adding thereto the following section, which is agreed to and which shall be submitted to the qualified electors of the State of North Dakota at the general election to be held in 1974, in accordance with the provisions of section 202 of the Constitution of the State of North Dakota, as amended.

SECTION 1. AMENDMENT.) The Constitution of the State of North Dakota shall be amended by adding thereto the following section:

The legislative assembly may provide for the retirement, discipline and removal of judges of the supreme court and district court.

The removal procedure provided for herein may be used in addition to the impeachment proceedings provided for in sections 194, 195, and 196."

Renumber the pages, lines, and sections accordingly.

PROPOSED AMENDMENTS TO
HOUSE CONCURRENT RESOLUTION No. 3034

On page 1, following line 18, insert the following:

"WHEREAS, the rural states of North Dakota and the Upper Midwest are among the most sparsely populated areas of the country; and"

And renumber the lines accordingly.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1012
House Bill No. 1055
House Bill No. 1058
House Bill No. 1091
House Bill No. 1110
House Bill No. 1114
House Bill No. 1136
House Bill No. 1162
House Bill No. 1176
House Bill No. 1184
House Bill No. 1214
House Bill No. 1252
House Bill No. 1265
House Bill No. 1276
House Bill No. 1279
House Bill No. 1324
House Bill No. 1370
House Bill No. 1384
House Bill No. 1388
House Bill No. 1391
House Bill No. 1426
House Bill No. 1433
House Bill No. 1479
House Bill No. 1516
House Bill No. 1519

Were delivered to the Governor for his approval at the hour of 11:20 o'clock a.m., March 9, 1973.

REP. MIEDEMA, Chairman

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following Conference Committee, on:

House Bill No. 1090
Rep. Erickson
Rep. Eagles
Rep. McGauvran

SECOND READING OF A SENATE BILL

Senate Bill No. 2051. A Bill for an Act to create and enact section 36-04-03.1 of the North Dakota Century Code, relating to license checks for livestock dealers; to amend and reenact sections 36-04-01, 36-04-03, 36-04-04, 36-04-05, 36-04-07, 36-04-09, 36-04-10, 36-04-11, 36-04-12, 36-04-13, 36-04-14, 36-04-15, 36-04-16, 36-04-17, 36-04-18, 36-04-19, and 36-04-20 of the North Dakota Century Code; to repeal sections 36-04-06 and 36-04-08 of the North Dakota Century Code, all relating to livestock dealer licensing and bonding.

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, 9.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Raymond
Austin	Hausauer, L.	Lee	Reimers
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	Lundene	Scotfield
Christensen, R.	Hilleboe	McGauvran	Stoltenow
Dornacker	Jacob	Marsden	Stone
Dotzenrod	Jacobson	Martinson	Streibel
Eagles	Jaeger	Matheny	Strinden
Erickson	Jenkins	Mertens	Thorsgard
Fleming	Johnson, H.	Metzger	Timm
Freborg	Johnson, K.	Meyer	Tinjum
Froeber	Kermott	Miedema	Tweten
Gackle	Kingsbury	Murphy	Vander Vorst
Ganser	Kloubec	Nermyr	Wagner
Garnas	Knudson	Olson	Welder
Gengler	Kretschmar	Opedahl	Wilkie
Gronneberg	Lang	Orange	Winge
Grubb	Langley	Poyzer	Winkjer
Gunderson	Larson	Rau	Mr. Speaker
Hartl	Laske		

Those voting in the negative were:

Dick	Hausauer, A.	Rice
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Absent and not voting:

Backes	Olin	Rundle	Watkins
Hensrud	Peterson	Solberg	Weber
LaGrave			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2051 was passed 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 the House adopted the Committee Report on Senate Bill No. 2001, which motion prevailed.

Rep. Reimers moved that Senate Bill No. 2001 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Streibel moved that the House stand recessed until 1:00 p.m., which motion prevailed.

The House reconvened, with Speaker Bunker presiding.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has indefinitely postponed:

Senate Bill No. 2115
 Senate Bill No. 2288
 Senate Bill No. 2297
 Senate Bill No. 2310

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2007
 Senate Bill No. 2025
 Senate Bill No. 2075
 Senate Bill No. 2099
 Senate Bill No. 2113
 Senate Bill No. 2196
 Senate Bill No. 2203
 Senate Bill No. 2250
 Senate Bill No. 2269
 Senate Bill No. 2311

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2265
 Senate Bill No. 2367
 Senate Concurrent Resolution No. 4053

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2014
 Senate Bill No. 2145
 Senate Bill No. 2324
 Senate Bill No. 2334
 Senate Bill No. 2357
 Senate Bill No. 2362
 Senate Concurrent Resolution No. 4024

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1095
 House Bill No. 1217
 House Bill No. 1254
 House Bill No. 1327
 House Bill No. 1378
 House Bill No. 1395

Refused to concur in the Senate amendment to:

House Bill No. 1050
 House Bill No. 1317

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, on:

House Bill No. 1050
 Rep. Herman
 Rep. Gackle
 Rep. Langley

House Bill No. 1317
 Rep. Herman
 Rep. Rued
 Rep. Orange

ROY GILBREATH, Chief Clerk

House Chamber

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. 2179:
 Rep. Eagles

Rep. Atkinson
Rep. Orange

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on

House Bill No. 1537
House Bill No. 1539
House Concurrent Resolution No. 3056
House Concurrent Resolution No. 3065

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2146
Senate Bill No. 2344
House Bill No. 1057

ROY GILBREATH, Chief Clerk

House Chamber

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
House Bill No. 1090

and the Speaker has appointed as a conference committee to act with a like committee from the Senate:

On House Bill No. 1030
Rep. Strinden
Rep. Eagles
Rep. Laughlin

On House Bill No. 1090
Rep. Erickson
Rep. Eagles
Rep. McGauvran

ROY GILBREATH, Chief Clerk

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1158
House Bill No. 1166
House Bill No. 1284
House Bill No. 1380

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Representative Thorsgard 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. 1033
House Bill No. 1077
House Bill No. 1079
House Bill No. 1092
House Bill No. 1097
House Bill No. 1111
House Bill No. 1132
House Bill No. 1175
House Bill No. 1188
House Bill No. 1202
House Bill No. 1220
House Bill No. 1319

House Bill No. 1320
 House Bill No. 1334
 House Bill No. 1347
 House Bill No. 1368
 House Bill No. 1487
 House Bill No. 1509
 House Bill No. 1510
 House Bill No. 1515
 House Bill No. 1526

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Representative Laughlin 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. 1033
 House Bill No. 1077
 House Bill No. 1079
 House Bill No. 1092
 House Bill No. 1097
 House Bill No. 1111
 House Bill No. 1132
 House Bill No. 1158
 House Bill No. 1166
 House Bill No. 1175
 House Bill No. 1188
 House Bill No. 1202
 House Bill No. 1220
 House Bill No. 1284
 House Bill No. 1319
 House Bill No. 1320
 House Bill No. 1334
 House Bill No. 1347
 House Bill No. 1368
 House Bill No. 1380
 House Bill No. 1487
 House Bill No. 1509
 House Bill No. 1510
 House Bill No. 1515
 House Bill No. 1526

And the Speaker signed the same in the presence of the House of Representatives.

POINT OF PERSONAL PRIVILEGE

Rep. Atkinson:

"Mr. Speaker: I rise on a point of personal privilege and request that my remarks be printed in the Journal.

"At 11 a.m. on Sunday, March 11th, St. George's Episcopal Church, Avenue B at Fourth Street in Bismarck, will mark the 100th anniversary of the first Protestant service to be held in the pioneer community which ultimately was named Bismarck*.

"Confirmation will be administered by the Right Reverend George Masuda, Bishop of North Dakota.

"The preacher will be the Rev. Canon A. E. (Ted) Smith, who for 23 years was rector of the church, 1943 to 1966, when he accepted a Canonry at Gethsemane Cathedral in Fargo. He retired in May of this past year. He is currently serving as one of the four assistant Sergeant-at-Arms in the North Dakota House.

"With the permission of the North Dakota House and Senate a few years ago the old church, which stood at the corner of Third and Thayer, was moved to Fort Hancock, opposite Corwin Churchill's garage. It is in the process of restoration by the State

Historical Society which seeks to restore it to its condition when first built in 1776.

"The new church is located at the corner of Avenue B and Fourth Street, opposite the old Governor's mansion and was erected when Smith was rector of the parish."

*(The service was held in an upper hall of the old "Capitol Hotel" and was the baptism of Jamie, the infant son of Lieutenant and Mrs. Humbert of Fort Hancock, by the Reverend H. Swift.)
(See book **Fortress to Farm** by Linda Slaughter.)

SIXTH ORDER OF BUSINESS

Rep. Rice has moved that the amendments to Senate Bill No. 2125 as recommended by the Committee on Finance and Taxation as printed on pages 1132 and 1133 of the House Journal be adopted, which motion prevailed.

Rep. Garnas has moved that the amendments to Senate Bill No. 2177 as recommended by the Committee on Finance and Taxation as printed on page 1133 of the House Journal be adopted, which motion prevailed.

Rep. Hendrickson has moved that the amendments to Senate Bill No. 2183 as recommended by the Committee on Education as printed on pages 1133 and 1134 of the House Journal be adopted, which motion prevailed.

Rep. Weber has moved that the amendments to House Bill No. 1538 as recommended by the Committee on Finance and Taxation as printed on page 1172 of the House Journal be adopted, which motion prevailed.

Rep. Jenkins has moved that the amendments to Senate Bill No. 2002 as recommended by the Committee on Appropriations as printed on pages 1166, 1167 and 1168 of the House Journal be adopted, which motion prevailed.

Rep. Wagner has moved that the amendments to Senate Bill No. 2004 as recommended by the Committee on Appropriations as printed on page 1168 of the House Journal be adopted, which motion prevailed.

Rep. Miedema has moved that the amendments to Senate Bill No. 2005 as recommended by the Committee on Appropriations as printed on pages 1168 and 1169 of the House Journal be adopted.

Rep. Strinden moved a substitute motion that the question of the adoption of the amendments to Senate Bill No. 2005 be divided as follows:

A.

On page 1, line 19, delete the numerals "2,000,000" and insert in lieu thereof the numerals "3,000,000"

On page 1, line 24, delete the numerals "475,820" and insert in lieu thereof the numerals "494,970"

On page 2, line 1, delete the numerals "183,085" and insert in lieu thereof the numerals "185,283"

On page 2, line 6, delete the numerals "874,817" and insert in lieu thereof the numerals "896,165"

On page 2, line 7, delete the numerals "406,966" and insert in lieu thereof the numerals "423,314"

B.

On page 2, line 26, delete the numerals "3,932,488" and insert in lieu thereof the numerals "3,432,488"

On page 2, line 27, delete the numerals "6,901,263" and insert in lieu thereof the numerals "6,401,263"

On page 2, line 28, delete the numerals "5,982,705" and insert in lieu thereof the numerals "5,545,205"

On page 2, line 29, delete the numerals "918,558" and insert in lieu thereof the numerals "856,058"

On page 2, line 30, delete the numerals "7,010,059" and insert in lieu thereof the numerals "7,947,559"

On page 2, line 31, delete the numerals "13,380,671" and insert in lieu thereof the numerals "12,964,519"

On page 2, line 32, delete the numerals "20,390,730" and insert in lieu thereof the numerals "20,912,078"

Which motion was subsequently withdrawn.

Rep. Reimers moved a substitute motion that the House reconsider its action by which the House adopted the Committee Report on Senate Bill No. 2005, which motion prevailed.

Rep. Reimers moved that Senate Bill No. 2005 be re-referred to the Committee on Appropriations, which motion prevailed.

MOTION

Rep. Streibel moved that the House accede to the Senate's request for the return of House Bill No. 1502, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Jenkins has moved that the amendments to Senate Bill No. 2006 as recommended by the Committee on Appropriations as printed on page 1173 of the House Journal be adopted, which motion prevailed.

Rep. L. Hausauer has moved that the amendments to Senate Bill No. 2008 as recommended by the Committee on Appropriations as printed on page 1169 of the House Journal be adopted, which motion prevailed.

Rep. R. Christensen has moved that the amendments to Senate Bill No. 2010 as recommended by the Committee on Appropriations as printed on pages 1169 and 1170 of the House Journal be adopted, which motion prevailed.

Rep. H. Johnson has moved that the amendments to Senate Bill No. 2011 as recommended by the Committee on Appropriations as printed on page 1170 of the House Journal be adopted, which motion prevailed.

Rep. Wagner has moved that the amendments to Senate Bill No. 2012 as recommended by the Committee on Appropriations as printed on pages 1180 and 1181 of the House Journal be adopted, which motion prevailed.

Rep. Olin has moved that the amendments to Senate Bill No. 2015 as recommended by the Committee on Appropriations as printed on pages 1173 and 1174 of the House Journal be adopted, which motion prevailed.

Rep. Solberg has moved that the amendments to Senate Bill No. 2026 as recommended by the Committee on Appropriations as printed on page 1181 of the House Journal be adopted.

Rep. Knudson requested that the question of the adoption of the amendments to Senate Bill No. 2026 be divided as follows:

A.

In amendment D of the re-engrossed bill as adopted by the House, following the words "shall be levying at least a" delete the word "fifty" and insert in lieu thereof the word "seventy-five"

B.

On page 8 of the re-engrossed bill, delete all of line 28 and on line 29 delete the following: "twenty-mill school district levy,"

C.

On page 10, line 11 of the re-engrossed bill, after the period insert the following: "Provided, however, that the authorization for

unlimited levies under this subsection shall terminate on July 1, 1975, and any school district making such levies prior to that date shall be required to comply with the tax levy limitations otherwise provided by law after that date."

D.

On page 11, after line 22 of the re-engrossed bill, insert the following:

"SECTION 12. ELIGIBILITY FOR RECEIPT OF FOUNDATION PROGRAM PER PUPIL PAYMENTS.) The superintendent of public instruction shall only make disbursements pursuant to this Act to school districts for schools where school boards certify to the superintendent of public instruction that, except for vocational and special education programs and new programs related to new facilities, courses of study eliminated in the last two years, no new programs will be implemented during the biennial period covered by the appropriation set forth in this Act."

Speaker Bunker ruled that a division on the question of the adoption of the amendments to Senate Bill No. 2026 was in order.

Rep. Knudson requested a division vote on each section of the amendments as they are acted upon, and moved for a recorded roll call vote on the final passage of all of the sections of the amendments as passed, which motion prevailed.

The question then was on the adoption of Section A of the proposed amendments, which are as follows:

In amendment D of the re-engrossed bill as adopted by the House, following the word "shall be levying at least a" delete the word "fifty" and insert in lieu thereof the word "seventy-five"

So Section A of the amendments was declared adopted on a division vote.

The question then was on the adoption of Section B of the proposed amendments, which are as follows:

On page 8 of the re-engrossed bill, delete all of line 28 and on line 29 delete the following: "twenty-mill school district levy,"

So Section B of the amendments was declared lost on a division vote.

The question then was on the adoption of Section C of the proposed amendments, which are as follows:

On page 10, line 11 of the re-engrossed bill, after the period insert the following: "Provided, however, that the authorization for unlimited levies under this subsection shall terminate on July 1, 1975, and any school district making such levies prior to that date shall be required to comply with the tax levy limitations otherwise provided by law after that date."

So Section C of the amendments was declared lost on a division vote.

The question then was on the adoption of Section D of the proposed amendments, which are as follows:

On page 11, after line 22 of the re-engrossed bill, insert the following:

"SECTION 12. ELIGIBILITY FOR RECEIPT OF FOUNDATION PROGRAM PER PUPIL PAYMENTS.) The superintendent of public instruction shall only make disbursements pursuant to this Act to school districts for schools where school boards certify to the superintendent of public instruction that, except for vocational and special education programs and new programs related to new facilities, courses of study eliminated in the last two years, no new programs will be implemented during the biennial period covered by the appropriation set forth in this Act."

So Section D of the amendments was declared adopted on a division vote.

ROLL CALL

The question then was on the adoption of Sections A and D, excluding Sections B and C which previously failed.

The roll was called and there were ayes, 87; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hendrickson	Laughlin	Reimers
Austin	Hensrud	Lee	Rice
Backes	Herman	Leibhan	Rivinius
Backlin	Hickle	Linderman	Royse
Berg	Hildebrand	Livingston	Rued
Bridston	Hilleboe	Lundene	Rundle
Christensen, H.	Jacob	Marsden	Schindler
Christensen, R.	Jacobson	Martinson	Scotfield
Dick	Jaeger	Matheny	Stone
Dornacker	Jenkins	Mertens	Streibel
Dotzenrod	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Meyer	Timm
Freborg	Kermott	Miedema	Tweten
Gackle	Kingsbury	Murphy	Vander Vorst
Ganser	Kloubec	Nermyr	Wagner
Garnas	Knudson	Olin	Watkins
Gengler	Kretschmar	Olson	Welder
Gronneberg	LaGrave	Opedahl	Wilkie
Gunderson	Lang	Peterson	Winge
Hartl	Langley	Poyzer	Winkjer
Haugland	Larson	Rau	Mr. Speaker
Hausauer, A.	Laske	Raymond	

Those voting in the negative were:

Bassingthwaite	Grubb	McGauvran	Strinden
Eagles	Hausauer, L.	Orange	Tinjum
Fleming	Hentges	Stoltenow	Weber
Froeber	Lodoen		

Absent and not voting:

Solberg

Therefore, Senate Bill No. 2026 will be placed on the calendar amended by Sections A and D.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

House Bill No. 1502

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2003
 Senate Bill No. 2022
 Senate Bill No. 2032
 Senate Bill No. 2044
 Senate Bill No. 2062
 Senate Bill No. 2071
 Senate Bill No. 2077
 Senate Bill No. 2086
 Senate Bill No. 2095
 Senate Bill No. 2102
 Senate Bill No. 2104
 Senate Bill No. 2112
 Senate Bill No. 2126
 Senate Bill No. 2131
 Senate Bill No. 2163

Senate Bill No. 2169
 Senate Bill No. 2171
 Senate Bill No. 2242
 Senate Bill No. 2244
 Senate Bill No. 2249
 Senate Bill No. 2260
 Senate Bill No. 2262
 Senate Bill No. 2268
 Senate Bill No. 2281
 Senate Bill No. 2300
 Senate Bill No. 2301
 Senate Bill No. 2315
 Senate Bill No. 2331
 Senate Bill No. 2345

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bills Nos. 2356 and 2386 and the President has appointed as a conference committee to act with a like committee from the House:

On Senate Bill No. 2356:

Senator Kautzmann
 Senator Jacobson
 Senator Goldberg

On Senate Bill No. 2386:

Senator Nasset
 Senator Iszler
 Senator Redlin

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following House Bill No. 1067, on which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1033
 House Bill No. 1077
 House Bill No. 1079
 House Bill No. 1092
 House Bill No. 1097
 House Bill No. 1111
 House Bill No. 1132
 House Bill No. 1158
 House Bill No. 1166
 House Bill No. 1175
 House Bill No. 1188
 House Bill No. 1202
 House Bill No. 1220
 House Bill No. 1284
 House Bill No. 1319
 House Bill No. 1320
 House Bill No. 1334
 House Bill No. 1347
 House Bill No. 1368
 House Bill No. 1380
 House Bill No. 1487

House Bill No. 1509
 House Bill No. 1510
 House Bill No. 1515
 House Bill No. 1526

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIXTH ORDER OF BUSINESS

Rep. Gackle has moved that the amendments to Senate Bill No. 2027 as recommended by the Committee on Finance and Taxation as printed on page 1174 of the House Journal be adopted, which motion prevailed.

Rep. Garnas has moved that the amendments to Senate Bill No. 2028 as recommended by the Committee on Finance and Taxation as printed on page 1182 of the House Journal be adopted, which motion prevailed.

Rep. Hentges has moved that the amendments to Senate Bill No. 2035 as recommended by the Committee on Natural Resources as printed on page 1144 of the House Journal be adopted, which motion prevailed.

Rep. Orange has moved that the amendments to Senate Bill No. 2074 as recommended by the Committee on Industry, Business and Labor as printed on page 1144 of the House Journal be adopted, which motion prevailed.

Rep. Hartl has moved that the amendments to Senate Bill No. 2096 as recommended by the Committee on Appropriations as printed on page 1175 of the House Journal be adopted.

Rep. Atkinson requested a recorded roll call vote on the motion to adopt the amendments to Senate Bill No. 2096, which request was granted.

ROLL CALL

The roll was called, and there were ayes, 48; nays, 50; absent and not voting, 4.

Those voting in the affirmative were:

Berg	Hickle	Metzger	Schindler
Christensen, R.	Jaeger	Miedema	Scofield
Dick	Johnson, K.	Murphy	Stoltenow
Dornacker	Kermott	Nermyr	Streibel
Erickson	Kingsbury	Olin	Strinden
Ganser	Knudson	Olson	Thorsgard
Grubb	LaGrave	Peterson	Timm
Gunderson	Lang	Reimers	Tweten
Hartl	Larson	Rice	Vander Vorst
Haugland	Laske	Rivinius	Wagner
Hausauer, L.	Lee	Rued	Welder
Herman	Marsden	Rundle	Winkjer

Those voting in the negative were:

Atkinson	Gengler	Laughlin	Orange
Backes	Gronneberg	Leibhan	Poyzer
Backlin	Hausauer, A.	Linderman	Rau
Bassingthwaite	Hendrickson	Livingston	Raymond
Bridston	Hentges	Lodoen	Royse
Christensen, H.	Hildebrand	Lundene	Stone
Dotzenrod	Hilleboe	McGauvran	Tinjum
Eagles	Jacob	Martinson	Watkins
Fleming	Jacobson	Matheny	Weber
Freborg	Johnson, H.	Mertens	Wilkie
Froeber	Kloubec	Meyer	Winge
Gackle	Kretschmar	Opedahl	Mr. Speaker
Garnas	Langley		

Absent and not voting:

Austin Hensrud Jenkins Solberg

The motion failed.

Senate Bill No. 2096 goes on the calendar without amendments.

Rep. Reimers requested that the Appropriations Committee be excused, which request was granted.

Rep. Lodoen has moved that the amendments to Senate Bill No. 2108 as recommended by the Committee on Industry, Business and Labor as printed on pages 1145 and 1146 of the House Journal be adopted, which motion prevailed.

Rep. Hentges has moved that the amendments to Senate Bill No. 2189 as recommended by the Committee on State and Federal Government as printed on page 1146 of the House Journal be adopted, which motion prevailed.

Rep. Erickson has moved that the amendments to Senate Bill No. 2223 as recommended by the Committee on Education as printed on page 1146 of the House Journal be adopted, which motion prevailed.

Rep. Wagner has moved that the amendments to Senate Bill No. 2256 as recommended by the Committee on Appropriations be adopted, which motion prevailed.

Rep. Winkjer has moved that the amendments to Senate Bill No. 2278 as recommended by the Committee on Natural Resources as printed on pages 1147 and 1148 of the House Journal be adopted.

Rep. Hentges moved a substitute motion that the House reconsider the action by which it adopted the Committee Report on Senate Bill No. 2278, which motion prevailed.

Rep. Hentges moved that Senate Bill No. 2278 be re-referred to the Committee on Natural Resources, which motion prevailed.

Rep. Jenkins has moved that the amendments to Senate Bill No. 2283 as recommended by the Committee on Appropriations as printed on page 1178 of the House Journal be adopted, which motion prevailed.

Rep. Garnas has moved that the amendments to Senate Bill No. 2318 as recommended by the Committee on Finance and Taxation as printed on pages 1150 through 1155 of the House Journal be adopted, which motion prevailed.

Rep. Lodoen has moved that the amendments to Senate Bill No. 2335 as recommended by the Committee on Political Subdivisions as printed on pages 1150 through 1155 of the House Journal be adopted, which motion prevailed.

Rep. A. Hausauer has moved that the amendments to Senate Bill No. 2380 as recommended by the Committee on Finance and Taxation as printed on page 1179 of the House Journal be adopted, which motion prevailed.

Rep. Rundle has moved that the amendments to Senate Bill No. 2393 as recommended by the Committee on Political Subdivisions as printed on page 1155 of the House Journal be adopted, which motion prevailed.

Rep. Murphy has moved that the amendments to Senate Bill No. 2400 as recommended by the Committee on Finance and Taxation as printed on page 1179 of the House Journal be adopted, which motion prevailed.

Rep. Martinson has moved that the amendments to Senate Concurrent Resolution No. 4033 as recommended by the Committee on State and Federal Government as printed on page 1180 of the House Journal be adopted, which motion prevailed.

Rep. Backlin has moved that the amendments to Senate Concurrent Resolution No. 4068 as recommended by the Committee on Education as printed on page 1156 of the House Journal be adopted, which motion prevailed.

Rep. Olson has moved that the amendments to Senate Concurrent Resolution No. 4069 as recommended by the Committee on Judiciary as printed on page 1156 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson has moved that the amendments to Senate Concurrent Resolution No. 4072 as recommended by the Committee on Finance and Taxation as printed on page 1183 of the House Journal be adopted, which motion prevailed.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1033
House Bill No. 1077
House Bill No. 1079
House Bill No. 1092
House Bill No. 1097
House Bill No. 1111
House Bill No. 1132
House Bill No. 1158
House Bill No. 1166
House Bill No. 1175
House Bill No. 1188
House Bill No. 1202
House Bill No. 1220
House Bill No. 1284
House Bill No. 1319
House Bill No. 1320
House Bill No. 1334
House Bill No. 1347
House Bill No. 1368
House Bill No. 1380
House Bill No. 1487
House Bill No. 1509
House Bill No. 1510
House Bill No. 1515
House Bill No. 1526

Which the President has signed.

LEO LEIDHOLM, Secretary

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following Conference Committees, on:

Senate Bill No. 2356
Rep. Kloubec
Rep. Metzger
Rep. Gengler
Senate Bill No. 2386
Rep. Gunderson
Rep. Murphy
Rep. Lundene

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-NINTH DAY

Bismarck, March 9, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. A. E. Smith, Retired Episcopal Canon, Fargo.

Roll was called, and all members were present except. Reps. Bridston, R. Christensen, Fleming, Freborg, Hartl, L. Hausauer, Jenkins, H. Johnson, Kingsbury, Lodoen, Marsden, Mertens, Miedema, Olin, Opedahl, Peterson, Raymond, Reimers, Solberg, Thorsgard, Tweten, Wagner and Welder.

The Speaker announced that the Committee on Appropriations was absent and had been excused previously.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-seventh day after recess and forty-eighth day and recommends that the same be corrected as follows:

Page 1174, delete line 59

Page 1180, line 58, delete the numerals "125,000.00" and insert in lieu thereof "228,000.00"

Page 1182, delete lines 2 through 6

Page 1182, line 55, delete the word "resident" and insert in lieu thereof the word "residence"

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Tinjum moved that the report be adopted, which motion prevailed.

MOTION

Rep. Gunderson moved that Senate Bill No. 2116 be placed at the foot of the calendar, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2003
 Senate Bill No. 2022
 Senate Bill No. 2032
 Senate Bill No. 2044
 Senate Bill No. 2062
 Senate Bill No. 2071
 Senate Bill No. 2077
 Senate Bill No. 2086
 Senate Bill No. 2095
 Senate Bill No. 2102
 Senate Bill No. 2104
 Senate Bill No. 2112
 Senate Bill No. 2126
 Senate Bill No. 2131
 Senate Bill No. 2163
 Senate Bill No. 2169
 Senate Bill No. 2171
 Senate Bill No. 2242
 Senate Bill No. 2244
 Senate Bill No. 2249
 Senate Bill No. 2260
 Senate Bill No. 2262
 Senate Bill No. 2268
 Senate Bill No. 2281
 Senate Bill No. 2300
 Senate Bill No. 2301
 Senate Bill No. 2315
 Senate Bill No. 2331
 Senate Bill No. 2345

And the Speaker signed the same in the presence of the House of Representatives.

SECOND READING OF SENATE BILLS

Senate Bill No. 2098. A Bill for an Act to amend and reenact section 11-19A-17 of the North Dakota Century Code, relating to a limitation on the application of chapter 11-19A and excepting 11-19A-03 from the limitation.

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, 0; absent and not voting, 26.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson	Rau
Austin	Haugland	Laske	Rice
Backes	Hausauer, A.	Laughlin	Rivinius
Backlin	Hendrickson	Lee	Royse
Bassingthwaite	Hensrud	Leibhan	Rued
Berg	Hentges	Linderman	Schindler
Christensen, H.	Herman	Livingston	Scofield
Dick	Hickle	Lodoen	Stoltenow
Dornacker	Hilleboe	Lundene	Stone
Dotzenrod	Jacob	McGauvran	Streibel
Eagles	Jacobson	Martinson	Strinden
Erickson	Jaeger	Matheny	Timm
Froeber	Johnson, K.	Metzger	Tinjum
Gackle	Kermott	Meyer	Vander Vorst
Ganser	Kloubec	Murphy	Watkins
Garnas	Kretschmar	Nermyr	Wilkie
Gengler	LaGrave	Olson	Winge
Gronneberg	Lang	Orange	Winkjer
Grubb	Langley	Poyzer	Mr. Speaker

Absent and not voting:

Bridston	Jenkins	Olin	Solberg
Christensen, R.	Johnson, H.	Opedahl	Thorsgard
Fleming	Kingsbury	Peterson	Tweten
Freborg	Knudson	Raymond	Wagner
Hartl	Marsden	Reimers	Weber
Hausauer, L.	Mertens	Rundle	Welder
Hildebrand	Miedema		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2098 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. 2149 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2170. A Bill for an Act to amend and reenact section 65-09-01 of the North Dakota Century Code relating to liability of uninsured employer; section 65-09-02 of the 1971 Supplement to the North Dakota Century Code relating to time for filing original claims for compensation and employer to furnish payroll report; section 65-09-03 of the North Dakota Century Code relating to order of bureau to contain amount of premium and penalty, filing of record of proceedings and entering judgment; section 65-09-04 of the North Dakota Century Code relating to determination of premiums, penalties and interest on wages to be paid by employer; 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, 76; nays, 1; absent and not voting, 25.

Those voting in the affirmative were:

Atkinson	Gronneberg	Langley	Rau
Austin	Gunderson	Larson	Rice
Backes	Haugland	Laske	Rivinius
Backlin	Hausauer, A.	Laughlin	Royse
Bassingthwaite	Hendrickson	Lee	Rued
Berg	Hensrud	Leibhan	Schindler
Christensen, H.	Hentges	Linderman	Scofield
Christensen, R.	Herman	Livingston	Stoltenow
Dick	Hickle	Lodoen	Streibel
Dornacker	Hilleboe	Lundene	Strinden
Dotzenrod	Jacob	McGauvran	Stone
Eagles	Jacobson	Matheny	Timm
Erickson	Jaeger	Metzger	Tinjum
Freborg	Johnson, K.	Meyer	Vander Vorst
Froeber	Kermott	Murphy	Watkins
Gackle	Kloubec	Nermyr	Wilkie
Ganser	Kretschmar	Olson	Winge
Garnas	LaGrave	Orange	Winkjer
Gengler	Lang	Poyzer	Mr. Speaker

Those voting in the negative were:

Grubb

Absent and not voting:

Bridston	Kingsbury	Olin	Solberg
Fleming	Knudson	Opedahl	Thorsgard
Hartl	Marsden	Peterson	Tweten
Hausauer, L.	Martinson	Raymond	Wagner
Hildebrand	Mertens	Reimers	Weber
Jenkins	Miedema	Rundle	Welder
Johnson, H.			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2170 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1033
 House Bill No. 1077
 House Bill No. 1079
 House Bill No. 1092
 House Bill No. 1097
 House Bill No. 1111
 House Bill No. 1132
 House Bill No. 1158
 House Bill No. 1166
 House Bill No. 1175
 House Bill No. 1188
 House Bill No. 1202
 House Bill No. 1220
 House Bill No. 1284
 House Bill No. 1319
 House Bill No. 1320
 House Bill No. 1334
 House Bill No. 1347
 House Bill No. 1368
 House Bill No. 1380
 House Bill No. 1487
 House Bill No. 1509
 House Bill No. 1510

House Bill No. 1515

House Bill No. 1526

Were delivered to the Governor, for his approval at the hour of 2:47 o'clock P.M., March 9, 1973.

-REP. MIEDEMA, Chairman

SECOND READING OF SENATE BILLS

Senate Bill No. 2175. A Bill for an Act to amend and reenact subsection 10 of section 57-39.2-04, sections 57-39.2-10, 57-39.2-15, 57-39.2-23 and 57-39.2-24 of the North Dakota Century Code, relating to the provisions of the sales tax law and providing for a penalty; and to repeal subsection 18 of section 57-39.2-04 and subsection 2 of section 57-39.2-17 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, 89; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rau
Austin	Hausauer, A.	Laughlin	Raymond
Backes	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hensrud	Linderman	Royse
Berg	Hentges	Livingston	Rued
Christensen, H.	Herman	Lodoen	Rundle
Christensen, R.	Hickle	Lundene	Schindler
Dick	Hilleboe	McGauvran	Scotfield
Dornacker	Jacob	Marsden	Stoltenow
Dotzenrod	Jacobson	Martinson	Stone
Eagles	Jenkins	Matheny	Streibel
Erickson	Johnson, H.	Mertens	Thorsgard
Fleming	Johnson, K.	Metzger	Timm
Froeber	Kermott	Meyer	Tinjum
Gackle	Kingsbury	Miedema	Tweten
Ganser	Kloubec	Murphy	Wagner
Garnas	Kretschmar	Nermyr	Watkins
Gengler	LaGrave	Olson	Weber
Gronneberg	Lang	Opedahl	Wilkie
Grubb	Langley	Orange	Winge
Gunderson	Larson	Poyzer	Mr. Speaker
Hartl			

Those voting in the negative were:

Jaeger Vander Vorst Winkjer

Absent and not voting:

Bridston	Knudson	Reimers	Strinden
Freborg	Olin	Solberg	Welder
Hildebrand	Peterson		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 2175 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2258. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota and used by the North Dakota 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, 89; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Rau
Austin	Hausauer, L.	Lee	Raymond
Backlin	Hendrickson	Leibhan	Reimers
Bassingthwaite	Hensrud	Linderman	Rice
Berg	Hentges	Livingston	Rivinius
Bridston	Herman	Lodoen	Rued
Christensen, H.	Hickle	Lundene	Rundie
Christensen, R.	Hilleboe	McGauvran	Schindler
Dick	Jacob	Marsden	Scofield
Dornacker	Jacobson	Martinson	Stoltenow
Dotzenrod	Jaeger	Matheny	Stone
Eagles	Jenkins	Mertens	Streibel
Erickson	Johnson, H.	Metzger	Strinden
Fleming	Johnson, K.	Meyer	Thorsgard
Freborg	Kermott	Miedema	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Watkins
Gengler	Lang	Orange	Winge
Grubb	Langley	Peterson	Winkjer
Gunderson	Larson	Poyzer	Mr. Speaker
Haugland			

Those voting in the negative were:

Backes	Laughlin	Weber	Wilkie
Gronneberg	Murphy		

Absent and not voting:

Hartl	Knudson	Solberg	Welder
Hildebrand	Royse	Timm	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2258 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 2378. A Bill for an Act to amend and reenact section 26-26-01 of the North Dakota Century Code, granting additional powers to hospital service corporations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 61; nays, 37; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Gunderson	Langley	Orange
Austin	Haugland	Larson	Peterson
Backes	Hausauer, L.	Laughlin	Reimers
Backlin	Hendrickson	Lee	Schindler
Bassingthwaite	Hentges	Leibhan	Stone
Bridston	Herman	Linderman	Streibel
Christensen, R.	Hilleboe	Livingston	Strinden
Dick	Jacob	Lodoen	Thorsgard
Dotzenrod	Jenkins	McGauvran	Timm
Eagles	Kermott	Martinson	Tinjum
Fleming	Kloubec	Mertens	Wagner
Froeber	Knudson	Metzger	Watkins
Ganser	Kretschmar	Miedema	Weber
Garnas	LaGrave	Olin	Winge
Gengler	Lang	Opedahl	Mr. Speaker
Gronneberg			

Those voting in the negative were:

Berg	Hickle	Matheny	Royse
Christensen, H.	Jacobson	Meyer	Rued
Dornacker	Jaeger	Murphy	Rundie

Erickson	Johnson, H.	Nermyr	Scofield
Freborg	Johnson, K.	Olson	Stoltenow
Gackle	Kingsbury	Poyzer	Tweten
Grubb	Laske	Rau	Vander Vorst
Hartl	Lundene	Raymond	Wilkie
Hausauer, A.	Marsden	Rivinius	Winkjer
Hensrud			

Absent and not voting:

Hildebrand	Rice	Solberg	Welder
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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. 2378 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2379. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to definitions, adjustments to taxable income for corporations; and providing for 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, 27; nays, 73; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hilleboe	Martinson	Vander Vorst
Backlin	Jacobson	Metzger	Wagner
Bassingthwaite	Jaeger	Meyer	Weber
Fleming	Johnson, K.	Olson	Welder
Gackle	Kretschmar	Rivinius	Wilkie
Gronneberg	Laughlin	Rued	Winge
Hausauer, A.	McGauvran	Rundle	

Those voting in the negative were:

Austin	Hausauer, L.	Laske	Rau
Berg	Hendrickson	Lee	Raymond
Bridston	Hensrud	Leibhan	Reimers
Christensen, H.	Hentges	Linderman	Rice
Christensen, R.	Herman	Livingston	Royse
Dick	Hickle	Lodoen	Schindler
Dornacker	Hildebrand	Lundene	Scofield
Dotzenrod	Jacob	Marsden	Stoltenow
Eagles	Jenkins	Matheny	Stone
Erickson	Johnson, H.	Mertens	Streibel
Freborg	Kermott	Miedema	Strinden
Froeber	Kingsbury	Murphy	Thorsgard
Ganser	Kloubec	Nermyr	Timm
Garnas	Knudson	Olin	Tinjum
Gengler	LaGrave	Opedahl	Tweten
Grubb	Lang	Orange	Watkins
Gunderson	Langley	Peterson	Winkjer
Hartl	Larson	Poyzer	Mr. Speaker
Haugland			

Absent and not voting:

Backes	Solberg
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So the bill lost.

Senate Bill No. 2401. A Bill for an Act expressing the intent of the forty-third legislative assembly regarding medical education, authorizing the state board of higher education to enter into intra-state and interstate medical education contracts, directing review of such contracts by a legislative council committee, 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, 71; nays, 28; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Lee	Raymond
Backes	Haugland	Linderman	Rice
Backlin	Hausauer, A.	Livingston	Royse
Bassingthwaite	Hausauer, L.	Lundene	Rued
Berg	Hendrickson	McGauvran	Schindler
Bridston	Hickle	Marsden	Scofield
Christensen, H.	Hildebrand	Martinson	Stone
Christensen, R.	Jacob	Matheny	Streibel
Dick	Jacobson	Mertens	Strinden
Dornacker	Johnson, H.	Metzger	Thorsgard
Dotzenrod	Kermott	Miedema	Timm
Erickson	Kretschmar	Nermyr	Tinjum
Fleming	LaGrave	Olin	Tweten
Froeber	Lang	Olson	Wagner
Ganser	Langley	Opedahl	Welder
Gronneberg	Larson	Orange	Winge
Grubb	Laske	Peterson	Winkjer
Gunderson	Laughlin	Rau	

Those voting in the negative were:

Austin	Herman	Leibhan	Rundle
Eagles	Jaeger	Lodoen	Stoltenow
Freborg	Jenkins	Meyer	Vander Vorst
Gackle	Johnson, K.	Murphy	Watkins
Garnas	Kingsbury	Poyzer	Weber
Gengler	Kloubec	Reimers	Wilkie
Hentges	Knudson	Rivinius	Mr. Speaker

Absent and not voting:

Hensrud	Hilleboe	Solberg
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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. 2401 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. 1041

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Lee 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. 1041

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1041

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2003
Senate Bill No. 2022
Senate Bill No. 2032
Senate Bill No. 2044
Senate Bill No. 2062
Senate Bill No. 2071
Senate Bill No. 2077
Senate Bill No. 2086
Senate Bill No. 2095
Senate Bill No. 2102
Senate Bill No. 2104
Senate Bill No. 2112
Senate Bill No. 2126
Senate Bill No. 2131
Senate Bill No. 2163
Senate Bill No. 2169
Senate Bill No. 2171
Senate Bill No. 2242
Senate Bill No. 2244
Senate Bill No. 2249
Senate Bill No. 2260
Senate Bill No. 2262
Senate Bill No. 2268
Senate Bill No. 2281
Senate Bill No. 2300
Senate Bill No. 2301
Senate Bill No. 2315
Senate Bill No. 2331
Senate Bill No. 2345

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

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. 2356
Senate Bill No. 2386

On Senate Bill No. 2356

Rep. Kloubec
Rep. Metzger
Rep. Gengler

On Senate Bill No. 2386

Rep. Gunderson
Rep. Murphy
Rep. Lundene

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1041

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1041

Was delivered to the Governor for his approval at the hour of 4:15 o'clock P.M., March 9, 1973.

REP. MIEDEMA, Chairman

MOTION

Rep. Streibel moved that Senate Bill No. 2116 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2116. A Bill for an Act to establish a state personnel system based on merit; and providing 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, 55; nays, 43; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson	Rice
Austin	Hendrickson	Lee	Rivinius
Backlin	Hentges	Linderman	Royse
Bassingthwaite	Herman	Lodoen	Schindler
Berg	Hickle	Lundene	Scofield
Bridston	Hildebrand	McGauvran	Stone
Dotzenrod	Hilleboe	Martinson	Thorsgard
Eagles	Jacobson	Mertens	Tinjum
Fleming	Kermott	Metzger	Wagner
Froeber	Kingsbury	Meyer	Watkins
Ganser	Knudson	Murphy	Winge
Garnas	Kretschmar	Olson	Winkjer
Gunderson	LaGrave	Rau	Mr. Speaker
Haugland	Langley	Raymond	

Those voting in the negative were:

Backes	Hartl	Livingston	Rundle
Christensen, H.	Hausauer, L.	Marsden	Stoltenow
Christensen, R.	Jacob	Matheny	Streibel
Dick	Jaeger	Miedema	Strinden
Dornacker	Jenkins	Nermyr	Timm
Erickson	Johnson, H.	Olin	Tweten
Freborg	Kloubec	Opedahl	Vander Vorst
Gackle	Lang	Orange	Weber
Gengler	Laske	Peterson	Welder
Gronneberg	Laughlin	Poyzer	Wilkie
Grubb	Leibhan	Reimers	

Absent and not voting:

Hensrud	Johnson, K.	Rued	Solberg
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So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4005. A Concurrent Resolution for a study by the Legislative Council of the field of land use planning and zoning at the state, regional, and local levels; and authorizing the Legislative Council to seek federal funds to help defray the cost of the study.

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, 6; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Raymond
Austin	Hendrickson	Linderman	Reimers
Backes	Hentges	Livingston	Rivinius
Backlin	Herman	Lodoen	Royse
Bassingthwaite	Hickle	Lundene	Rued
Berg	Hildebrand	McGauvran	Rundle

Bridston	Hilleboe	Marsden	Schindler
Christensen, R.	Jacobson	Martinson	Stoltenow
Dick	Jenkins	Matheny	Stone
Eagles	Johnson, H.	Mertens	Streibel
Erickson	Johnson, K.	Metzger	Strinden
Fleming	Kermott	Meyer	Timm
Freborg	Kingsbury	Miedema	Tinjum
Froeber	Kloubec	Murphy	Tweten
Gackle	Knudson	Nermyr	Vander Vorst
Ganser	Kretschmar	Olin	Wagner
Garnas	LaGrave	Olson	Watkins
Gengler	Lang	Opedahl	Welder
Gronneberg	Larson	Orange	Wilkie
Gunderson	Laske	Peterson	Winge
Haugland	Laughlin	Poyzer	Mr. Speaker
Hausauer, A.	Lee	Rau	

Those voting in the negative were:

Christensen, H.	Jaeger	Scofield	Winkjer
Grubb	Rice		

Absent and not voting:

Dornacker	Hensrud	Langley	Thorsgard
Dotzenrod	Jacob	Solberg	Weber
Hartl			

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4005 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution No. 4006. A Concurrent Resolution directing a study by the Legislative Council for the purpose of determining if some control is needed over the location and construction of power transmission lines, both public and private.

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, 85; nays, 8; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rau
Austin	Hendrickson	Linderman	Raymond
Backes	Hentges	Livingston	Reimers
Backlin	Herman	Lodoen	Rivinius
Bassingthwaite	Hickle	Lundene	Royse
Berg	Hildebrand	McGauvran	Rued
Bridston	Jacobson	Marsden	Schindler
Christensen, R.	Jenkins	Martinson	Stone
Dick	Johnson, H.	Matheny	Streibel
Eagles	Johnson, K.	Mertens	Strinden
Erickson	Kermott	Metzger	Timm
Fleming	Kingsbury	Meyer	Tinjum
Freborg	Kloubec	Miedema	Tweten
Froeber	Knudson	Murphy	Vander Vorst
Gackle	Kretschmar	Nermyr	Wagner
Ganser	LaGrave	Olin	Watkins
Garnas	Lang	Olson	Weber
Gengler	Larson	Opedahl	Welder
Gronneberg	Laske	Orange	Wilkie
Gunderson	Laughlin	Peterson	Winge
Haugland	Lee	Poyzer	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Christensen, H.	Jaeger	Rundle	Stoltenow
Grubb	Rice	Scofield	Winkjer

Absent and not voting:

Dornacker	Hensrud	Jacob	Solberg
Dotzenrod	Hilleboe	Langley	Thorsgard
Hartl			

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4006 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution No. 4010. A Concurrent Resolution for a constitutional amendment requiring all meetings of governmental bodies to be open to the public, unless otherwise provided by law, and for the amendment of section 50 of the Constitution of the State of North Dakota, relating to open meetings of the legislative assembly and its committees, and providing an effective date.

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, 6; absent and not voting 10.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Livingston	Rivinius
Austin	Hendrickson	Lodoen	Royce
Backes	Hentges	Lundene	Rued
Backlin	Herman	McGauvran	Schindler
Bassingthwaite	Hickle	Marsden	Streibel
Bridston	Jacobson	Martinson	Stoltenow
Christensen, H.	Jenkins	Mertens	Stone
Christensen, R.	Johnson, H.	Metzger	Streibel
Dick	Johnson, K.	Meyer	Strinden
Eagles	Kermott	Miedema	Timm
Erickson	Kingsbury	Nermyr	Tinjum
Fleming	Kloubec	Olin	Tweten
Freborg	Knudson	Olson	Vander Vorst
Froeber	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Peterson	Weber
Gengler	Larson	Poyzer	Welder
Gronneberg	Laske	Rau	Wilkie
Gunderson	Laughlin	Raymond	Winge
Hartl	Lee	Reimers	Winkjer
Haugland	Leibhan	Rice	Mr. Speaker
Hausauer, A.	Linderman		

Those voting in the negative were:

Gackle	Jaeger	Murphy	Rundle
Grubb	Matheny		

Absent and not voting:

Berg	Hensrud	Jacob	Solberg
Dornacker	Hildebrand	Langley	Thorsgard
Dotzenrod	Hilleboe		

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4010 was adopted, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution No. 4020. A concurrent resolution requesting the Office of the Executive Budget to develop a plan and to begin converting all state agency and institution budgets to a program budgeting basis, and to direct the State Departments of Health, Social Services, and Vocational Rehabilitation, and the State Industrial School to continue program budgeting.

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. 4020 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution No. 4021. A concurrent resolution providing for a study by the Legislative Council of the functions, responsibilities, and operations of the Extension Division and the Experiment Stations of the North Dakota State University of Agriculture and Applied Science.

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, 92; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rice
Austin	Hendrickson	Linderman	Royse
Backes	Hentges	Livingston	Rued
Backlin	Herman	Lodoen	Rundle
Bassingthwaite	Hickle	Lundene	Schindler
Bridston	Hilleboe	McGauvran	Scofield
Christensen, R.	Jacob	Marsden	Stoltenow
Dick	Jacobson	Martinson	Stone
Dotzenrod	Jenkins	Matheny	Streibel
Eagles	Johnson, H.	Mertens	Strinden
Erickson	Johnson, K.	Metzger	Thorsgard
Fleming	Kermott	Meyer	Timm
Freborg	Kingsbury	Miedema	Tinjum
Froeber	Kloubec	Murphy	Tweten
Gackle	Knudson	Nermyr	Vander Vorst
Ganser	Kretschmar	Olin	Wagner
Garnas	LaGrave	Olson	Watkins
Gengler	Lang	Opedahl	Weber
Gronneberg	Langley	Orange	Welder
Gunderson	Larson	Peterson	Wilkie
Hartl	Laske	Poyzer	Winge
Haugland	Laughlin	Rau	Winkjer
Hausauer, A.	Lee	Reimers	Mr. Speaker

Those voting in the negative were:

Christensen, H. Grubb Jaeger

Absent and not voting:

Berg Hensrud Raymond Solberg
 Dornacker Hildebrand Rivinius

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4021 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution No. 4023. A Concurrent Resolution providing for a study by the Legislative Council of the North Dakota Workmen's Compensation laws and program and the Workmen's Compensation Bureau responsibilities in the employment safety field.

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, 84; nays, 13; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Poyzer
Austin	Hausauer, A.	Laske	Rau
Backes	Hausauer, L.	Laughlin	Raymond
Backlin	Hendrickson	Lee	Reimers
Bassingthwaite	Hentges	Linderman	Rice
Bridston	Herman	Livingston	Royse
Christensen, R.	Hildebrand	Lodoen	Rundle
Dick	Hilleboe	Lundene	Schindler
Dornacker	Jacob	McGauvran	Scofield
Dotzenrod	Jacobson	Marsden	Stone
Eagles	Jenkins	Martinson	Streibel
Erickson	Johnson, H.	Matheny	Strinden
Fleming	Johnson, K.	Mertens	Thorsgard
Freborg	Kermott	Metzger	Tinjum
Froeber	Kingsbury	Meyer	Wagner
Ganser	Kloubec	Miedema	Watkins
Garnas	Knudson	Murphy	Weber
Gengler	Kretschmar	Olin	Wilkie
Gronneberg	LaGrave	Opedahl	Winge
Gunderson	Lang	Orange	Winkjer
Hartl	Langley	Peterson	Mr. Speaker

Those voting in the negative were:

Christensen, H.	Jaeger	Rued	Tweten
Gackle	Nermyr	Stoltenow	Vander Vorst
Grubb	Olson	Timm	Welder
Hickle			

Absent and not voting:

Berg	Leibhan	Rivinius	Solberg
Hensrud			

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.

Senate Concurrent Resolution No. 4027. A Concurrent Resolution directing the Legislative Council to conduct an interim study of law enforcement and regulatory activities in the State 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, 81; nays, 14; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Langley	Orange
Austin	Hausauer, A.	Larson	Peterson
Backes	Hausauer, L.	Laske	Poyzer
Backlin	Hendrickson	Laughlin	Rau
Bassingthwaite	Hentges	Lee	Raymond
Bridston	Herman	Linderman	Reimers
Christensen, H.	Hildebrand	Livingston	Royse
Christensen, R.	Hilleboe	Lodoen	Schindler
Dick	Jacob	Lundene	Stone
Dornacker	Jacobson	McGauvran	Streibel
Dotzenrod	Jenkins	Marsden	Thorsgard
Eagles	Johnson, H.	Martinson	Tinjum
Erickson	Johnson, K.	Mertens	Tweten
Fleming	Kermott	Meyer	Vander Vorst
Freborg	Kingsbury	Miedema	Watkins
Froeber	Kloubec	Murphy	Weber
Gackle	Knudson	Nermyr	Wilkie
Ganser	Kretschmar	Olin	Winge

Garnas	LaGrave	Olson	Winkjer
Gronneberg	Lang	Opedahl	Mr. Speaker
Gunderson			

Those voting in the negative were:

Gengler	Jaeger	Rued	Stoltenow
Grubb	Matheny	Rundle	Timm
Hartl	Metzger	Scofield	Welder
Hickle	Rice		

Absent and not voting:

Berg	Leibhan	Solberg	Wagner
Hensrud	Rivinius	Strinden	

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.

Senate Concurrent Resolution No. 4030. A Concurrent Resolution directing a study by the Legislative Council to determine the feasibility and desirability of legislation regulating clay, sand, and gravel pit and other land disturbing operations.

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, 59; nays, 40; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Gronneberg	Laughlin	Reimers
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Linderman	Royse
Backlin	Herman	Livingston	Rued
Bassingthwaite	Hildebrand	Lodoen	Schindler
Berg	Hilleboe	Martinson	Stone
Bridston	Jacob	Mertens	Streibel
Christensen, R.	Jacobson	Metzger	Strinden
Dick	Jenkins	Miedema	Tinjum
Eagles	Kingsbury	Murphy	Vander Vorst
Erickson	Kloubec	Olin	Watkins
Fleming	Knudson	Orange	Weber
Ganser	Kretschmar	Poyzer	Winge
Garnas	LaGrave	Rau	Mr. Speaker
Gengler	Langley	Raymond	

Those voting in the negative were:

Christensen, H.	Hendrickson	Leibhan	Rice
Dornacker	Hentges	Lundene	Rundle
Dotzenrod	Hickle	McGauvran	Scofield
Freborg	Jaeger	Marsden	Stoltenow
Froeber	Johnson, H.	Matheny	Thorsgard
Gackle	Johnson, K.	Meyer	Timm
Grubb	Kermott	Nermyr	Tweten
Gunderson	Lang	Olson	Welder
Hartl	Larson	Opedahl	Wilkie
Haugland	Laske	Peterson	Winkjer

Absent and not voting:

Hensrud	Solberg	Wagner
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So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4030 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

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.

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, 56; nays, 41; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Garnas	Kretschmar	Raymond
Austin	Gengler	LaGrave	Reimers
Backes	Gronneberg	Lang	Rice
Bassingthwaite	Haugland	Langley	Royse
Berg	Hendrickson	Laughlin	Stone
Bridston	Herman	Linderman	Streibel
Christensen, H.	Hildebrand	Livingston	Strinden
Christensen, R.	Jacob	Lundene	Tinjum
Dick	Jacobson	McGauvran	Watkins
Dotzenrod	Jenkins	Marsden	Weber
Eagles	Johnson, H.	Martinson	Wilkie
Fleming	Kingsbury	Mertens	Winge
Froeber	Kloubec	Opedahl	Winkjer
Gackle	Knudson	Orange	Mr. Speaker

Those voting in the negative were:

Backlin	Hilleboe	Meyer	Rundle
Dornacker	Jaeger	Murphy	Schindler
Erickson	Johnson, K.	Nermyr	Scofield
Freborg	Kermott	Olin	Stoltenow
Ganser	Larson	Olson	Thorsgard
Grubb	Laske	Peterson	Timm
Gunderson	Leibhan	Poyzer	Tweten
Hartl	Lodoen	Rau	Vander Vorst
Hausauer, A.	Matheny	Rivinius	Wagner
Hentges	Metzger	Rued	Welder
Hickle			

Absent and not voting:

Hausauer, L.	Lee	Miedema	Solberg
Hensrud			

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4031 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution No. 4035. A Concurrent Resolution directing the Legislative Council to make a study of necessary legislation and costs to the State of North Dakota to comply with the Federal Environmental Pesticide Control Act of 1972, requiring implementation of training programs for certification of all commercial and private applicators of pesticide chemicals.

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, 88; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Reimers
Austin	Haugland	Laughlin	Royse
Backes	Hausauer, A.	Leibhan	Rued
Backlin	Hendrickson	Linderman	Schindler
Bassingthwaite	Hentges	Livingston	Scofield
Berg	Herman	Lodoen	Stoltenow

Bridston	Hickle	Lundene	Stone
Christensen, H.	Hildebrand	McGauvran	Streibel
Christensen, R.	Hilleboe	Marsden	Strinden
Dick	Jacob	Martinson	Thorsgard
Dornacker	Jacobson	Mertens	Timm
Dotzenrod	Jenkins	Metzger	Tinjum
Eagles	Johnson, H.	Meyer	Tweten
Erickson	Johnson, K.	Nermyr	Vander Vorst
Fleming	Kermott	Olin	Wagner
Freborg	Kingsbury	Olson	Watkins
Froeber	Knudson	Opedahl	Weber
Ganser	Kretschmar	Orange	Welder
Garnas	LaGrave	Peterson	Wilkie
Gengler	Lang	Poyzer	Winge
Gronneberg	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker

Those voting in the negative were:

Gackle	Jaeger	Murphy	Rundle
Grubb	Matheny	Rice	

Absent and not voting:

Hausauer, L.	Kloubec	Miedema	Solberg
Hensrud	Lee	Rivinius	

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4035 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution No. 4037. A Concurrent Resolution directing the Legislative Council to conduct a continuing study of financing of elementary and secondary schools.

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, 13; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Linderman	Rivinius
Austin	Hausauer, L.	Livingston	Royce
Backes	Hendrickson	Lodoen	Rued
Backlin	Herman	Lundene	Schindler
Bassingthwaite	Hickle	McGauvran	Scofield
Berg	Hildebrand	Marsden	Stoltenow
Bridston	Hilleboe	Martinson	Stone
Christensen, H.	Jacob	Mertens	Streibel
Christensen, R.	Jacobson	Meyer	Strinden
Dick	Johnson, H.	Miedema	Thorsgard
Dotzenrod	Johnson, K.	Murphy	Timm
Eagles	Kermott	Nermyr	Tinjum
Erickson	Kingsbury	Olin	Tweten
Fleming	Kloubec	Olson	Vander Vorst
Froeber	Knudson	Opedahl	Watkins
Gackle	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Welder
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Grubb	Laske	Raymond	Winkjer
Gunderson	Laughlin	Rice	Mr. Speaker
Hartl	Leibhan		

Those voting in the negative were:

Dornacker	Hentges	Lang	Reimers
Freborg	Jaeger	Matheny	Rundle
Ganser	Jenkins	Metzger	Wagner
Hausauer, A.			

Absent and not voting:

Hensrud Lee Solberg

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4037 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution No. 4039. A Concurrent Resolution directing the Legislative Council to study the laws, practices and procedures involved and concerned with the North Dakota sales, market, productivity and other studies for assessment purposes.

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, 88; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laske	Reimers
Backes	Hausauer, L.	Laughlin	Rice
Backlin	Hendrickson	Leibhan	Royse
Berg	Hentges	Linderman	Rued
Bridston	Herman	Livingston	Rundle
Christensen, H.	Hickle	Lodoen	Schindler
Christensen, R.	Hildebrand	Lundene	Stoltenow
Dick	Hilleboe	McGauvran	Stone
Dotzenrod	Jacob	Marsden	Streibel
Eagles	Jacobson	Martinson	Strinden
Erickson	Jenkins	Mertens	Thorsgard
Freborg	Johnson, H.	Metzger	Timm
Froeber	Johnson, K.	Meyer	Tinjum
Gackle	Kermott	Miedema	Tweten
Ganser	Kingsbury	Murphy	Vander Vorst
Garnas	Kloubec	Nermyr	Wagner
Gengler	Knudson	Olin	Watkins
Gronneberg	Kretschmar	Olson	Welder
Grubb	LaGrave	Opedahl	Wilkie
Gunderson	Lang	Orange	Winge
Hartl	Langley	Rau	Winkjer
Haugland	Larson	Raymond	Mr. Speaker

Those voting in the negative were:

Bassingthwaite	Jaeger	Peterson	Scofield
Dornacker	Matheny	Poyzer	Weber

Absent and not voting:

Atkinson Lee Rivinius Solberg

Hensrud

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4039 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution No. 4048. A concurrent Resolution directing the Legislative Council to conduct a study of cooperative vocational education programs between and among school districts, and to determine the feasibility of providing incentive payments to school districts which send students to other districts for vocational education programs.

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, 95; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Royse
Backlin	Hausauer, L.	Leibhan	Rued
Bassingthwaite	Hendrickson	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Stoltenow
Christensen, R.	Hildebrand	Marsden	Stone
Dick	Hilleboe	Martinson	Streibel
Dornacker	Jacob	Matheny	Strinden
Dotzenrod	Jacobson	Mertens	Thorsgard
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum
Fleming	Johnson, K.	Murphy	Tweten
Freborg	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olin	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Knudson	Opedahl	Weber
Garnas	Kretschmar	Orange	Welder
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Poyzer	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker
Hartl	Laske	Reimers	

Those voting in the negative were:

Jaeger	Metzger
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Absent and not voting:

Atkinson	Linderman	Rivinius	Solberg
Hensrud			

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4048 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution No. 4064. A Concurrent Resolution directing the Legislative Council to study the impact and ramifications of issuance of bonds by junior colleges; the impact of state aid to junior colleges; the division of vocational education services between colleges, universities, and secondary schools; the possibility of commingling vocational and special education funds and distributing them through the Foundation Program while retaining flexibility of administration; and the impact of various factors, legal and economic, on all phases of educational finance.

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, 93; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Austin	Hausauer, L.	Leibhan	Rice
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, H.	Hilleboe	Martinson	Stoltenow
Christensen, R.	Jacob	Matheny	Stone
Dick	Jacobson	Mertens	Streibel
Dornacker	Jenkins	Metzger	Strinden
Dotzenrod	Johnson, H.	Meyer	Thorsgard
Eagles	Johnson, K.	Miedema	Timm

Erickson	Kermott	Murphy	Tinjum
Fleming	Kingsbury	Nermyr	Tweten
Freborg	Kloubec	Olin	Vander Vorst
Froeber	Knudson	Olson	Wagner
Gackle	Kretschmar	Opedahl	Watkins
Ganser	LaGrave	Orange	Weber
Garnas	Lang	Peterson	Welder
Gengler	Langley	Poyzer	Wilkie
Gronneberg	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Lee	Reimers	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Grubb Jaeger

Absent and not voting:

Atkinson	Hensrud	Linderman	Solberg
Gunderson	Laughlin	Rivinius	

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4064 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution No. 4065. A Concurrent Resolution directing a study by the Legislative Council in order to determine the adequacy of present environmental laws and their enforcement.

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, 78; nays, 19; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hausauer, L.	Laughlin	Poyzer
Backes	Hendrickson	Lee	Rau
Backlin	Hentges	Leibhan	Raymond
Bassingthwaite	Herman	Linderman	Royce
Berg	Hickle	Livingston	Rued
Bridston	Hildebrand	Lodoen	Stone
Christensen, R.	Hilleboe	Lundene	Streibel
Dick	Jacob	McGauvran	Strinden
Dotzenrod	Jacobson	Marsden	Timm
Eagles	Johnson, H.	Martinson	Tinjum
Erickson	Johnson, K.	Mertens	Tweten
Fleming	Kermott	Meyer	Vander Vorst
Froeber	Kingsbury	Miedema	Wagner
Ganser	Kloubec	Murphy	Watkins
Garnas	Knudson	Nermyr	Weber
Gengler	Kretschmar	Olin	Wilkie
Gronneberg	LaGrave	Opedahl	Winge
Hartl	Lang	Orange	Winkjer
Haugland	Langley	Peterson	Mr. Speaker
Hausauer, A.	Larson		

Those voting in the negative were:

Christensen, H.	Jaeger	Olson	Scotfield
Dornacker	Jenkins	Reimers	Stoltenow
Freborg	Laske	Rice	Thorsgard
Gackle	Matheny	Rundle	Welder
Grubb	Metzger	Schindler	

Absent and not voting:

Atkinson	Hensrud	Rivinius	Solberg
Gunderson			

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.

Rep. Dornacker moved that Senate Concurrent Resolution No. 4066 be laid over one legislative day, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1085. A Bill for an Act to amend and reenact sections 54-46.1-01 and 54-46.1-05 of the North Dakota Century Code, relating to central microfilming of records of county and state institutions.

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, 4.

Those voting in the affirmative were:

Austin	Haugland	Laughlin	Raymond
Backes	Hausauer, A.	Lee	Reimers
Backlin	Hausauer, L.	Leibhan	Rice
Bassingthwaite	Hendrickson	Linderman	Royse
Berg	Hentges	Livingston	Rued
Bridston	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Lundene	Scofield
Christensen, R.	Hildebrand	McGauvran	Stoltenow
Dick	Hilleboe	Marsden	Stone
Dornacker	Jacob	Martinson	Streibel
Dotzenrod	Jacobson	Matheny	Strinden
Eagles	Jenkins	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Timm
Fleming	Johnson, K.	Meyer	Tinjum
Freborg	Kermott	Miedema	Tweten
Frosber	Kingsbury	Murphy	Vander Vorst
Gackle	Kloubec	Nermyr	Wagner
Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Olson	Weber
Gengler	LaGrave	Opedahl	Welder
Gronneberg	Lang	Orange	Wilkie
Grubb	Langley	Peterson	Winge
Gunderson	Larson	Poyzer	Winkjer
Hartl	Laske	Rau	Mr. Speaker

Those voting in the negative were:

Jaeger Rundle

Absent and not voting:

Atkinson Hensrud Rivinius Solberg

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1085 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. 2149. 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, and 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, and providing for 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, 35; nays, 63; absent and not voting, 4.

Those voting in the affirmative were:

Backlin	Hildebrand	Leibhan	Raymond
Bassingthwaite	Hilleboe	Linderman	Royse
Dick	Jacob	Livingston	Rued
Eagles	Jacobson	Lodoen	Strinden
Ganser	Kloubec	McGauvran	Wagner
Gengler	Knudson	Mertens	Watkins
Haugland	Kretschmar	Metzger	Winge
Hentges	LaGrave	Opedahl	Mr. Speaker
Herman	Laske	Orange	

Those voting in the negative were:

Austin	Gunderson	Lee	Rundle
Backes	Hartl	Lundene	Schindler
Berg	Hausauer, A.	Marsden	Scotfield
Bridston	Hausauer, L.	Matheny	Stoltenow
Christensen, H.	Hendrickson	Meyer	Stone
Christensen, R.	Hickle	Miedema	Streibel
Dornacker	Jaeger	Murphy	Thorsgard
Dotzenrod	Jenkins	Nermyr	Timm
Erickson	Johnson, H.	Olin	Tinjum
Fleming	Johnson, K.	Olson	Tweten
Freborg	Kermott	Peterson	Vander Vorst
Froeber	Kingsbury	Poyzer	Weber
Gackle	Lang	Rau	Welder
Garnas	Langley	Reimers	Wilkie
Gronneberg	Larson	Rice	Winkjer
Grubb	Laughlin	Rivinius	

Absent and not voting:

Atkinson	Hetsrud	Martinson	Solberg
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So the bill lost.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2421

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to:

Senate Bill No. 2075

And the President has appointed as a Conference Committee to act with a like committee from the House:

Senator Mutch

Senator Reiten

Senator Gronhovd

LEO LEIDHOLM, Secretary

Senate Chamber

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

Senator Tweten

Senator Kautzmann

Senator Peterson

House Bill No. 1050

Senator J. Schultz

Senator Lee

Senator Shablow

House Bill No. 1090
Senator Tweten
Senator Nasset
Senator Hoffner

House Bill No. 1317
Senator Goldberg
Senator Nething
Senator Gronhovd

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1144

House Bill No. 1148

House Bill No. 1492

House Bill No. 1534

House Concurrent Resolution No. 3086

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1399

House Concurrent Resolution No. 3011

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 3065

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 3056

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1206

Which the Senate has passed over the Governor's veto.

The vote on House Bill No. 1206 is, ayes, 40; nays, 11; absent and not voting, 0.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1045

Which the Senate has passed over the Governor's veto.

The vote on House Bill No. 1045 is, ayes, 37; nays, 14; absent and not voting, 0.

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1002

House Bill No. 1005

House Bill No. 1290

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1002

On page 2, delete lines 14 through 19

On page 2, line 23 delete the figure "231,324.00" and insert in lieu thereof the figure "278,324.00"

On page 2, line 24 delete the figure "15,600.00" and insert in lieu thereof the figure "16,400.00"

On page 2, line 26 delete the figure "683,325.00" and insert in lieu thereof the figure "731,125.00"

And renumber the lines, subdivisions and pages accordingly.

**PROPOSED AMENDMENTS TO
ENGROSSED HOUSE BILL No. 1002**

On page 2 of the engrossed bill, delete lines 3 and 4 and insert the following in lieu thereof:

"Additional unvouchered expense allowance for expenses of lieutenant governor to be paid at the rate of \$50.00 per day for each calendar day during each organizational, regular, or special session and for one day immediately prior to and immediately following such sessions, such unvouchered expense allowance to be in lieu of the expenses provided for in section 44-08-04

\$ 7,800.00

On page 2, delete line 7 and insert the following in lieu thereof:

"Total \$1,760,591.00"

On page 2, delete line 26 and insert the following in lieu thereof:

"Grand total general fund \$2,548,766.00"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1005

On page 2, line 6 delete the figure "2,200,000" and insert in lieu thereof the figure "2,266,000"

On page 2, line 7 delete the figure "2,200,000" and insert in lieu thereof the figure "2,266,000"

On page 2, after line 26 of the engrossed bill insert the following:

**"PLANT IMPROVEMENTS FOR COLLEGES
AND UNIVERSITIES**

Name of Institution	Type of Facility	
University of North Dakota	Merrifield Hall	\$200,000
	Fieldhouse	70,000
Total		<u>\$270,000</u>
North Dakota State University	Ceres Hall	\$150,000
Total		<u>\$150,000</u>
State School of Science, Wahpeton	Basement Trade- Technical No. 1 Land	\$ 90,000 60,000
Total		<u>\$150,000</u>
Minot State College, Minot	Main Building	\$100,000
Total		<u>\$100,000</u>
Dickinson State College	Auditorium	\$100,000
Total		<u>\$100,000</u>
Valley City State College	Land	\$ 73,000
	East West Hall Demolition	35,000
Total		<u>\$108,000</u>
State School of Forestry, Bottineau	Parking and Roads	\$ 35,000
Total		<u>\$ 35,000</u>
		<u>\$913,000"</u>

Total general fund appropriation \$913,000"

On page 2, line 27, delete the number "3,801,035" and insert in lieu thereof the number "4,780,035"

And renumber the lines and pages accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1290

On page 1, line 3 after the comma delete "and"

On page 1, line 6 after "program" and before the period insert ", and to provide for an actuarial study of the teachers' fund for retirement"

On page 2 after line 27 insert the following new sections:

"SECTION 3. LIMITATION ON ELECTIONS ON RETIREMENT PROGRAMS.) Nothing in this Act shall be interpreted to permit any person to elect benefits under more than one of the options offered in this Act, nor to permit any person to make more than one such election.

SECTION 4. LEGISLATIVE INTENT — ACTUARIAL STUDY OF TEACHERS' FUND FOR RETIREMENT.) It is the intent of the legislative assembly that the teachers' fund for retirement maintain actuarial soundness. In order that the effects of the additional benefits provided for in this Act may be reviewed by the 1975 legislative assembly, the board of trustees of the teachers' fund for retirement shall conduct an actuarial study of the teachers' fund for retirement and shall make its report to the 1975 legislative assembly."

Renumber the pages and lines accordingly.

MESSAGE TO THE HOUSE Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1001

House Bill No. 1004

House Bill No. 1015

House Bill No. 1026

House Bill No. 1054

House Bill No. 1235

House Bill No. 1314

House Bill No. 1392

House Bill No. 1502

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENT TO HOUSE BILL No. 1001

On page 2, line 11 delete the figure "199,493" and insert in lieu thereof the figure "215,000"

On page 2, line 13 delete the figure "10,000" and insert in lieu thereof the figure "14,000"

On page 2, line 14 delete the figure "5,000" and insert in lieu thereof the figure "8,000"

On page 2, line 16 delete the figure "249,993" and insert in lieu thereof the figure "272,500"

On page 3, line 5 delete the figure "613,162" and insert in lieu thereof the figure "638,162"

On page 3, line 9 delete the figure "80,000" and insert in lieu thereof the figure "55,000"

On page 3, line 17 delete the figure "3,000" and insert in lieu thereof the figure "5,000"

On page 3, line 19 delete the figure "208,655" and insert in lieu thereof the figure "210,655"

On page 3, line 33 delete the figure "2,107,839" and insert in lieu thereof the figure "2,193,419"

On page 3, line 34 delete the figure "323,356" and insert in lieu thereof the figure "337,756"

On page 4, line 1 delete the figure "10,000" and insert in lieu thereof the figure "11,320"

On page 4, line 4 delete the figure "3,082,482" and insert in lieu thereof the figure "3,183,782"

On page 4, line 7 delete the figure "2,090,191" and insert in lieu thereof the figure "2,312,800"

On page 4, line 8 delete the figure "334,439" and insert in lieu thereof the figure "618,219"

On page 4, line 9 delete the figure "168,006" and insert in lieu thereof the figure "189,006"

On page 4, line 10 delete the figure "35,813" and insert in lieu thereof the figure "44,392"

On page 4, line 12 delete the figure "2,761,932" and insert in lieu thereof the figure "3,297,900"

On page 4, line 13 delete the figure "1,855,245" and insert in lieu thereof the figure "2,391,213"

On page 4, line 26 delete the figure "316,360" and insert in lieu thereof the figure "356,360"

On page 4, line 31 delete the figure "376,632" and insert in lieu thereof the figure "416,632"

On page 5, line 8 delete the figure "846,712" and insert in lieu thereof the figure "860,578"

On page 5, line 12 delete the figure "1,061,945" and insert in lieu thereof the figure "1,075,811"

On page 5, line 24 delete the figure "29,000" and insert in lieu thereof the figure "21,800"

On page 5, line 25 delete the figure "544,989" and insert in lieu thereof the figure "537,789"

On page 5, line 27 delete the figure "494,711" and insert in lieu thereof the figure "487,511"

On page 5, line 29 delete the figure "8,750,817" and insert in lieu thereof the figure "8,744,865"

On page 5, line 31 delete the figure "2,225,635" and insert in lieu thereof the figure "2,940,028"

On page 5, line 32 delete the figure "10,976,452" and insert in lieu thereof the figure "11,684,893"

PROPOSED AMENDMENTS TO HOUSE BILL No. 1004

On page 1, line 16 delete the figure "28,000" and insert in lieu thereof the figure "32,000"

PROPOSED AMENDMENTS TO HOUSE BILL No. 1015

On page 1, after line 19 add the following: "20 Souris Red Rainy 60,000"

On page 1, line 22 delete the figure "3,329,117" and insert in lieu thereof the figure "3,389,117"

On page 1, line 24 delete the figure "2,339,117" and insert in lieu thereof the figure "2,399,117"

On page 2, line 10 delete the figure "2,444,798" and insert in lieu thereof the figure "2,504,798"

On page 2, line 12 delete the figure "3,489,798" and insert in lieu thereof the figure "3,549,798"

And renumber the lines and pages accordingly.

On page 2, line 3, delete the numerals "105,291" and insert in lieu thereof "134,318"

On page 2, line 4, delete the numerals "47,000" and insert in lieu thereof "103,000"

On page 2, line 5, delete the numerals "3,647" and insert in lieu thereof "7,500"

On page 2, line 6, delete the numerals "4,743" and insert in lieu thereof "6,000"

On page 2, line 7, delete the numerals "160,681" and insert in lieu thereof "250,818"

On page 2, line 9, delete the numerals "105,681" and insert in lieu thereof "195,818"

On page 2, line 10, delete the numerals "2,504,798" and insert in lieu thereof "2,594,935"

On page 2, line 12, delete the numerals "3,549,798" and insert in lieu thereof "3,639,935"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1026

On page 3, line 24 of the engrossed bill after the word "appoint" delete the word "three" and insert in lieu thereof the word "four"

On page 3, line 29 after the word "and" delete "two members appointed by the governor from the public at large" and insert in lieu thereof the following "one member selected by the state board of public school education from among its membership"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1054

On page 2, line 7, delete the triple parentheses and the number and period "8.", place beginning triple parentheses before the word "fourth", and place ending triple parentheses after the word "October" and insert immediately thereafter the following: "eleventh day of November"

PROPOSED AMENDMENTS TO HOUSE BILL No. 1235

On page 2 of the engrossed bill delete all of lines 25 and 26 and insert in lieu thereof the following: "county committees cannot agree upon an order attaching the territory to adjoining districts."

Renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1314

"On page 1, line 23 of the engrossed bill, delete the word "five"

On page 1, line 24 of the engrossed bill, delete the word "hundred"

On page 3, line 25 of the engrossed bill, delete the word "fifty"

On page 4, after line 10 of the engrossed bill, insert the following:

"SECTION 2. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$700,000.00, or so much thereof as may be necessary, to the state treasurer for the reimbursement of county tax credits and the payment of refunds, as provided for in this section, and there is further appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$10,000.00, or so much thereof as may be necessary, to the tax commissioner for the costs of the administration of this section."

And renumber the sections and lines accordingly"

"On page 1, line 21 of the engrossed bill, insert closing triple parentheses after the word "percent"

On page 1, line 22 of the engrossed bill, delete the triple parentheses after the word "to" and delete the words "property tax credit equal to the"

On page 1, line 23 of the engrossed bill, delete the words "tax levied upon"

On page 1, line 23 of the engrossed bill, delete the triple parentheses around the word "reduction"

On page 2, line 1 of the engrossed bill, delete the triple parentheses around the word "exemption"

On page 2, line 2 of the engrossed bill, delete the word "credit"

On page 2, line 9 of the engrossed bill, delete the triple parentheses around the word "Any"

On page 2, line 13 of the engrossed bill, after the word "thousand" add the words "five hundred"

On page 2, line 14 of the engrossed bill, delete the triple parentheses after the period.

On page 2, line 15 of the engrossed bill, delete the triple parentheses around the word "exemption"

On page 2, line 16 of the engrossed bill, delete the word "credit" and delete the triple parentheses

On page 2, line 22 of the engrossed bill, delete the triple parentheses after the period and delete the remainder of the line

On page 2, delete lines 23 through 35 of the engrossed bill

On page 3, delete lines 1 through 4 of the engrossed bill

On page 4, after line 10 of the engrossed bill, insert the following new section:

"Prior to March 1, 1975, and of each year thereafter, the county auditor of each county shall certify to the state tax commissioner on forms prescribed by him the name and address of each person for whom the homestead credit provided for in section 57-02-08.1 was allowed for the preceding year, the amount of exemption allowed, the total of the tax mill rates of all taxing districts, exclusive of any state mill rates, that was applied to other real estate in such taxing districts for the preceding year, and such other information as may be prescribed by the tax commissioner.

The tax commissioner shall audit such certifications, make such corrections as may be required, and certify to the state treasurer for payment to each county on or before June 1, 1975, and of each year thereafter, fifty percent of the sum of the amounts computed by multiplying one-half of the exemption allowed for each such homestead in the county for the preceding year by the total of the tax mill rates, exclusive of any state mill rates, that was applied to other real estate in such taxing districts for that year.

The county treasurer upon receipt of the payment from the state treasurer shall forthwith apportion and distribute it to the county and to the local taxing districts of the county on the basis on which the general real estate tax for the preceding year is apportioned and distributed.

Supplemental certifications by the county auditor and by the state tax commissioner and supplemental payments by the state treasurer may be made after the dates prescribed herein to make such corrections as may be necessary because of errors therein or because of approval of any application for abatement filed by a person because the exemption provided for in section 57-02-08.1 was not allowed in whole or in part."

On page 861, Senate Journal, March 5, 1973, delete the figure "\$700,000.00" and insert in lieu thereof the figure "\$370,000.00"

On page 861, Senate Journal, March 5, 1973, delete the figure "\$10,000.00" and insert in lieu thereof the figure "\$5,000.00"

And renumber the lines and sections accordingly"

PROPOSED AMENDMENTS TO HOUSE BILL No. 1392

On page 1, line 3, after the word "retirement" and before the period insert the following: ", and to provide for retroactive election of coverage"

On page 1, line 16, after the word and comma "managers," insert the following: "assistant business managers, the executive secretary of the North Dakota association of school administrators,"

On page 2, line 20, insert the following:

"SECTION 2. RETROACTIVE ELECTION OF COVERAGE.) Any persons holding the positions included under subsection 1 of this Act on the effective date of this Act may elect to come under the provisions of the teachers' fund for retirement retroactive to July 1, 1967."

And renumber the lines accordingly.

PROPOSED AMENDMENT TO HOUSE BILL No. 1502

On page 2, delete lines 1 through 5 and insert in lieu thereof the following: "to be filed not less than sixty days before said election. If the majority of electors vote that said levy shall not continue, it may not again be levied without a majority vote of the electors at a later regular election which question may be submitted upon petition of electors as above provided for or by decision of the governing board."

And renumber the lines accordingly.

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following House Bill No. 1057, on which the Senate has not adopted the conference committee report and the President has appointed as a new conference committee:

Senator Stroup
Senator Smykowski
Senator Christensen

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 1538

And find the same correctly engrossed.

REP. MIEDEMA, Chairman

Rep. Jacobson moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1291 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1291 be amended as follows:

On page 1, line 17 of the engrossed bill, after the word "exceed" delete the word "four" and insert in lieu thereof the word "three"

On page 2, line 5, delete the figure "43,200.00" and insert in lieu thereof the figure "32,400.00"

And renumber the lines accordingly.

For the Senate:

Senator Pyle
Senator Naaden
Senator Larson

For the House:

Rep. Dick
Rep. Liebhan
Rep. Gronneberg

Rep. Dick moved that the report be adopted, which motion prevailed.

House Bill No. 1291 was placed on the Sixth Order.

FIRST READING OF SENATE BILLS

Senate Bill No. 2421. A Bill for an Act to amend and reenact section 12-48-14 of the North Dakota Century Code, relating to the compensation of inmates at the state penitentiary.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Concurrent Resolution No. 4077. A Concurrent Resolution directing the Legislative Council to carry out a comprehensive study and investigation of the State's correctional institutions.

Which was read the first time and referred to the Committee on Legislative Council Resolutions.

POINT OF PERSONAL PRIVILEGE

Rep. Reimers:

"Mr. Speaker, Ladies and Gentlemen: I rise on a point of personal privilege, not for myself, but for the Legislature as a whole.

"I have the print-out that Rep. Streibel alluded to earlier, and I only got a few of them, and I gave them to members of the Appropriations Committee as far as they would go. I visited with Rep. Streibel, and we thought the Legislature was entitled to know where we stand on this Friday night when we go home.

"I might say, a week ago Rep. Streibel was quoted in the Fargo paper that he said we would have \$25 million deficit spending. He was wrong by \$750,000. We are only at \$24,250,000 in deficit spending. We have a budgeted general fund balance of \$29,159,103 for June 30, 1975. That includes the \$3 million increment over the \$41 million you looked at when you came here, for a \$44 million projected general fund balance for June 30, 1973. It includes the \$3.3 million increase in sales tax and income tax figures that have been adjusted since you came, for a \$6.6 million increase over and above what we thought we were going to have when the session started.

"It seems to me that for a Legislature that came here with \$44 million projected general fund balance and \$25 million revenue sharing to go home with \$24 million plus deficit spending is something. Those of you who had thought we had been extremely conservative, you are going to have to take another look at that.

"I refer to Rep. Streibel once more, only because he has said many times that this is the way this thing was shaping up if we spend this kind of money for a 1¢ sales tax increase. We started out with \$9.3 million left in the revenue sharing in this biennium that is not recurring, and it will not be back. We are looking right now this afternoon at just about \$30 million with the changes that have been made since this thing was printed. If anybody thinks the Legislature has been tight-fisted, they are badly mistaken."

POINT OF PERSONAL PRIVILEGE

Rep. Herman:

"Mr. Speaker: I rise on a point of personal privilege.

"I just want to make one comment on Senate Bill No. 2149. I don't think the vote was truly a reflection on how this body thinks. I think that they do have a sense of responsibility for those who work for them. I have had the experience of running for this office from a rural district, and it is totally different from running from the district I represent today. I certainly understand the reasons for your vote on Senate Bill No. 2149."

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bunker appointed the following to a Conference Committee, on:

Senate Bill No. 2075

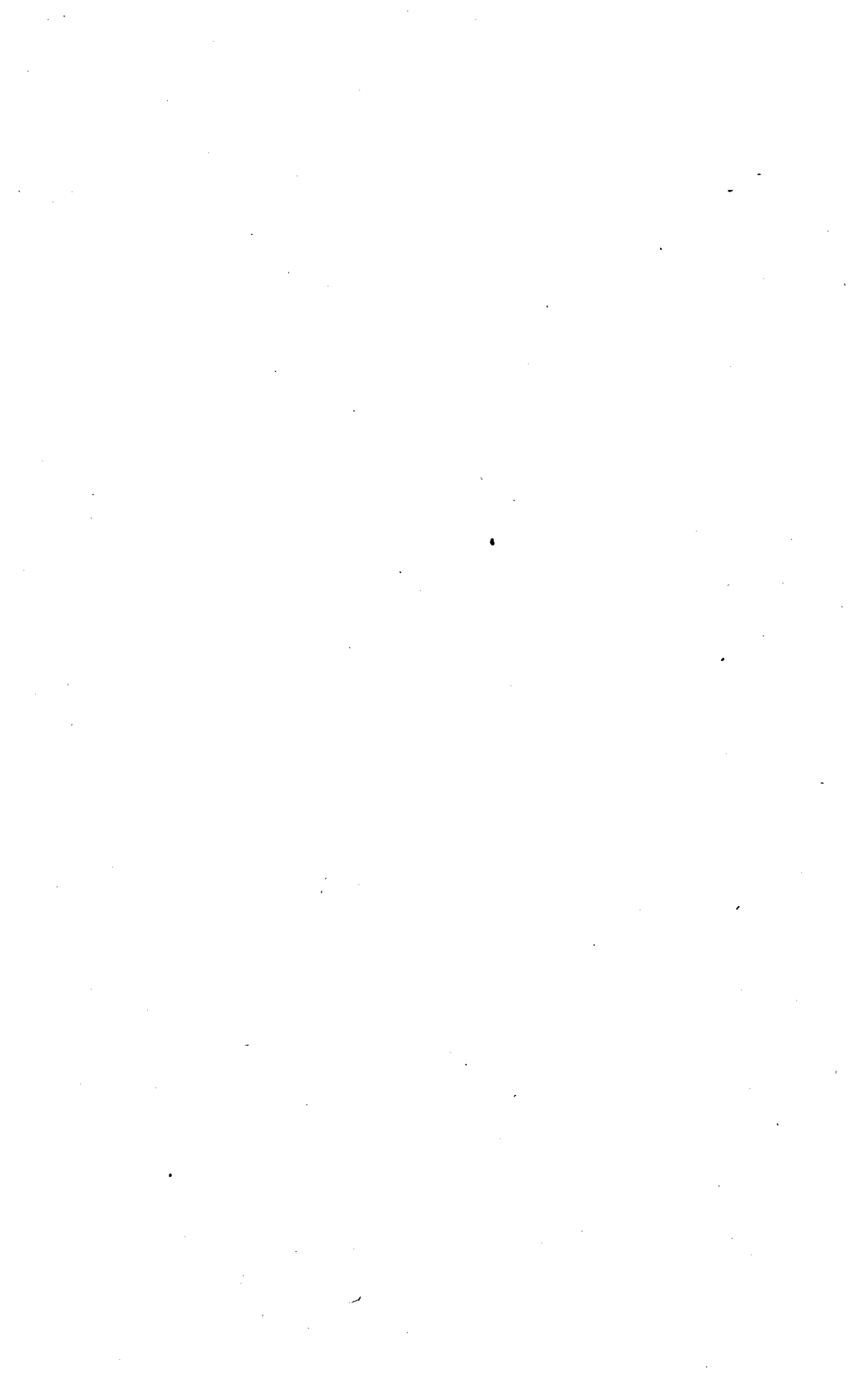
Rep. Timm

Rep. Rau

Rep. Langley

Rep. Streibel moved that the House stand recessed until 8:00 a.m., Monday, March 12, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



FORTY NINTH DAY AFTER RECESS
AND FIFTIETH DAY

Bismarck, March 12, 1973

The House reconvened at 8:00 a.m., pursuant to recess taken, with Speaker Bunker presiding.

MOTION

Rep. Streibel moved that the Journal show that Rep. Floyd A. Poyzer of the 22nd District passed away on Saturday, March 10th, and that the name of Rep. Poyzer be removed from the House roll. The question then was on the motion of Rep. Streibel.

ROLL CALL

The roll was called and there were ayes, 96; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Raymond
Austin	Haugland	Laughlin	Reimers
Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Leibhan	Royse
Bassingthwaite	Hendrickson	Linderman	Rued
Berg	Hensrud	Livingston	Rundle
Bridston	Hentges	Lodoen	Schindler
Christensen, H.	Herman	Lundene	Scofield
Christensen, R.	Hilleboe	McGauvran	Solberg
Dick	Jacob	Marsden	Stoltenow
Dornacker	Jacobson	Martinson	Stone
Dotzenrod	Jaeger	Matheny	Streibel
Eagles	Jenkins	Mertens	Strinden
Erickson	Johnson, H.	Metzger	Timm
Fleming	Johnson, K.	Meyer	Tinjum
Freborg	Kermott	Miedema	Tweten
Froeber	Kingsbury	Murphy	Vander Vorst
Gackle	Kloubec	Nermyr	Wagner
Ganser	Knudson	Olin	Watkins
Garnas	Kretschmar	Olson	Welder
Gengler	LaGrave	Opedahl	Wilkie
Gronneberg	Lang	Orange	Winge
Grubb	Langley	Peterson	Winkjer
Gunderson	Larson	Rau	Mr. Speaker

Absent and not voting:

Hickle	Rice	Thorsgard	Weber
Hildebrand			

The motion prevailed.

FIRST READING OF A
HOUSE MEMORIAL RESOLUTION

Reps. Streibel, Backes, Strinden and Weber introduced House Memorial Resolution B.

Rep. Streibel moved that the rules be suspended, that House Memorial Resolution B be read in its entirety, not printed as a bill but be printed in the Journal, not referred to Committee, and be placed on Second Reading and final Passage, and that following passage the House rise for a one-minute period of silence and respect, and that the chair of the late Representative Poyzer be draped for the remainder of the Forty-third Legislative Assembly, which motion prevailed.

HOUSE MEMORIAL RESOLUTION No. B

Introduced by Reps. Streibel, Backes, Strinden and Weber
A memorial resolution in memory of the late Representative Floyd A. Poyzer and extending sympathy and condolences to his wife and family.

WHEREAS, John Donne, and his "Sermons", called death a democracy which "comes equally to us all, and makes us all equal when it comes"; and

WHEREAS, our divine Creator, in His grand design of life and death, has called from our midst during the Forty-third Legislative Assembly Representative Floyd A. Poyzer, a man much admired in his community and one held in the highest esteem and regard by his fellow legislators; and

WHEREAS, Representative Poyzer, although a Minnesota native, has been a lifelong North Dakotan and was a knowledgeable and respected grain businessman, serving on the State Wheat Commission, the North Dakota Crop Improvement Association, and as manager of the Amenia Seed and Grain Company, and having been a past officer of the North Dakota Grain Dealers Association and the North Dakota Plant Food Association; and

WHEREAS, Representative Poyzer's active interest in community and civic affairs was amply evidenced by his participation in many civic and fraternal organizations and his service as Mayor of Amenia; and

WHEREAS, his fellow citizens honored him in November 1972 when they elected him to represent them in the North Dakota House of Representatives; and

WHEREAS, as a "freshman" legislator, he has been unusually active in legislative matters and has shown outstanding aptitude and ability in his work for his district and for the State of North Dakota;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the Forty-third Legislative Assembly express its most sincere sympathies and sorrow to Representative Poyzer's wife and two sons upon his death, and that it convey to them the deep sense of loss it feels upon losing one of its very respected members; and

BE IT FURTHER RESOLVED, that an original enrolled copy of this resolution be presented personally by members of the Forty-third Legislative Assembly to Mrs. Poyzer as a token of the respect and sympathy felt by this Assembly.

SECOND READING OF A HOUSE MEMORIAL RESOLUTION

House Memorial Resolution B. A Memorial Resolution in memory of the late Representative Floyd A. Poyzer and extending sympathy and condolences to his wife and family.

House Memorial Resolution B was read the second time.

House Memorial Resolution B was adopted on a voice vote.

The assembly rose for one minute of silence in respect to the memory of Rep. Poyzer.

Rep. Streibel moved that the Speaker appoint a delegation to officially represent the House of Representatives at the funeral of the late Rep. Poyzer, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Kretschmar has moved that the amendments to House Bill No. 1037 as recommended by the Conference Committee on House Bill No. 1037 as printed on page 911 of the House Journal be adopted, which motion prevailed.

Rep. Stone has moved that the amendments to House Bill No. 1398 as recommended by the Conference Committee on House Bill No. 1398 as printed on page 959 of the House Journal be adopted, which motion prevailed.

MOTIONS

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, which motion prevailed.

Rep. Reimers moved that the House not concur on Senate amendments to House Bill No. 1002, 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 not concur on Senate amendments to House Bill No. 1004, 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 not concur on Senate amendments to House Bill No. 1005, 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 not concur on Senate amendments to House Bill No. 1015, 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 concur in the Senate amendments to House Bill No. 1026, which motion prevailed.

Rep. Knudson moved that the rules be suspended, and House Bill No. 1026 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1026. A Bill for an Act to amend and reenact sections 15-36-01, 15-36-03, 15-36-11, 15-38-17, 15-38-18, and 15-41-25 of the North Dakota Century Code, providing procedures for the establishment of criteria for teachers' certificates by the superintendent of public instruction and the teachers' professional practices commission, and providing for the administration of such certificates; to repeal sections 15-36-04, 15-36-05, and 15-36-06 of the North Dakota Century Code, relating to first and second grade professional certificates and special certificates; and providing 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, 58; nays, 39; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Gronneberg	Laske	Rued
Austin	Gunderson	Leibhan	Schindler
Backlin	Haugland	Linderman	Scofield

Bassingthwaite	Hausauer, A.	Livingston	Stone
Bridston	Hendrickson	Lundene	Streibel
Christensen, H.	Hensrud	McGauvran	Strinden
Christensen, R.	Hildebrand	Mertens	Timm
Dick	Jacob	Miedema	Tinjum
Dotzenrod	Jacobson	Olin	Vander Vorst
Eagles	Kermott	Olson	Wagner
Erickson	Knudson	Opedahl	Watkins
Fleming	Kretschmar	Orange	Winge
Froeber	LaGrave	Rice	Winkjer
Garnas	Lang	Royse	Mr. Speaker
Gengler	Larson		

Those voting in the negative were:

Berg	Hickle	Lee	Raymond
Dornacker	Hilleboe	Lodoen	Reimers
Freborg	Jaeger	Marsden	Rivinius
Gackle	Jenkins	Matheny	Rundle
Ganser	Johnson, H.	Metzger	Solberg
Grubb	Johnson, K.	Meyer	Stoltenow
Hartl	Kingsbury	Murphy	Tweten
Hausauer, L.	Kloubec	Nermyr	Welder
Hentges	Langley	Peterson	Wilkie
Herman	Laughlin	Rau	

Absent and not voting:

Backes	Martinson	Thorsgard	Weber
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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. 1016 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Lang moved that the House concur in the Senate amendments to House Bill No. 1054, which motion prevailed.

Rep. Lang moved that the rules be suspended, and House Bill No. 1054 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1054. A Bill for an Act to amend and reenact section 1-03-01 of the North Dakota Century Code, deleting certain days as holidays, and providing that all state and political subdivision offices shall be open on election 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, 93; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Laughlin	Reimers
Austin	Hendrickson	Lee	Rice
Backes	Hensrud	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler
Christensen, R.	Hilleboe	McGauvran	Scotfield
Dick	Jacob	Marsden	Solberg
Dornacker	Jacobson	Matheny	Stoltenow
Dotzenrod	Jenkins	Mertens	Stone
Eagles	Johnson, H.	Metzger	Streibel
Erickson	Johnson, K.	Meyer	Strinden

Fleming	Kermott	Miedema	Timm
Freborg	Kingsbury	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Ganser	Knudson	Olin	Vander Vorst
Garnas	Kretschmar	Olson	Wagner
Gengler	LaGrave	Opedahl	Watkins
Gronneberg	Lang	Orange	Welder
Grubb	Langley	Peterson	Wilkie
Gunderson	Larson	Rau	Winge
Hartl	Laske	Raymond	Mr. Speaker
Haugland			

Those voting in the negative were:
 Backlin Gackle Hausauer, A. Jaeger

Absent and not voting:
 Martinson Thorsgard Weber Winkjer

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1054 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Dornacker moved that House Bill No. 1314 be moved to the head of the Twelfth Order, which motion prevailed.

Rep. Dornacker moved that House Bill No. 1314 be re-referred to the Committee on Appropriations, which motion prevailed.

MOTIONS

Rep. Dornacker moved that House Bill No. 1538 be moved to the head of the calendar, which motion prevailed.

Rep. Dornacker moved that House Bill No. 1538 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

ANNOUNCEMENT

Speaker Bunker announced that the Committee on Finance and Taxation would be temporarily excused from the Assembly.

MOTIONS

Rep. Atkinson moved that the House concur in the Senate amendments to House Bill No. 1232, which motion prevailed.

Rep. Atkinson moved that the rules be suspended, and House Bill No. 1232 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1232. A Bill for an Act to amend and reenact section 27-05-03.1 and section 27-05-03.2 of the North Dakota Century Code, relating to retirement of supreme court judges and district court judges because of mental or physical disability.

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, 18.

Those voting in the affirmative were:

Atkinson	Hartl	Langley	Raymond
Austin	Haugland	Larson	Reimers
Backes	Hausauer, L.	Laske	Rivinius
Backlin	Hendrickson	Lee	Rued
Bassingthwaite	Hensrud	Leibhan	Rundle
Berg	Hentges	Linderman	Schindler
Bridston	Herman	Livingston	Scofield

Christensen, H.	Hickle	Lodoen	Solberg
Christensen, R.	Hilleboe	Lundene	Stoltenow
Dick	Jacob	McGauvran	Stone
Dotzenrod	Jacobson	Marsden	Streibel
Eagles	Jaeger	Martinson	Timm
Erickson	Jenkins	Mertens	Tinjum
Fleming	Johnson, H.	Metzger	Tweten
Freborg	Kermott	Meyer	Vander Vorst
Froeber	Kingsbury	Miedema	Wagner
Ganser	Kloubec	Olson	Watkins
Gengler	Knudson	Opedahl	Welder
Gronneberg	Kretschmar	Orange	Winkjer
Grubb	LaGrave	Peterson	Mr. Speaker
Gunderson	Lang	Rau	

Absent and not voting:

Dornacker	Johnson, K.	Olin	Thorsgard
Gackle	Laughlin	Rice	Weber
Garnas	Matheny	Royse	Wilkie
Hausauer, A.	Murphy	Strinden	Winge
Hildebrand	Nermyr		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1232 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1235, which motion prevailed.

Rep. Knudson moved that the rules be suspended, and House Bill No. 1235 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILLS

House Bill No. 1235. A Bill for an Act to amend and reenact section 15-53.1-42 of the North Dakota Century Code, relating to the involuntary dissolution of public school districts located in more than one county, and declaring and 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, 0; absent and not voting, 18.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Reimers
Austin	Haugland	Laske	Rivinius
Backes	Hausauer, L.	Lee	Rued
Backlin	Hendrickson	Leibhan	Rundle
Bassingthwaite	Hensrud	Linderman	Schindler
Berg	Hentges	Livingston	Scofield
Bridston	Herman	Lodoen	Solberg
Christensen, H.	Hickle	Lundene	Stoltenow
Christensen, R.	Jacob	McGauvran	Stone
Dick	Jacobson	Marsden	Streibel
Dotzenrod	Jaeger	Martinson	Strinden
Eagles	Jenkins	Mertens	Timm
Erickson	Johnson, H.	Metzger	Tinjum
Fleming	Kermott	Meyer	Tweten
Freborg	Kingsbury	Miedema	Vander Vorst
Froeber	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Gengler	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Peterson	Winkjer

Grubb	Lang	Rau	Mr. Speaker
Gunderson	Langley	Raymond	

Absent and not voting:

Dornacker	Hilleboe	Nermyr	Thorsgard
Gackle	Johnson, K.	Olin	Weber
Garnas	Laughlin	Rice	Wilkie
Hausauer, A.	Matheny	Royse	Winge
Hildebrand	Murphy		

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. 1235 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1290, which motion prevailed.

Rep. Knudson moved that the rules be suspended, and House Bill No. 1290 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1290. A Bill for an Act to provide that retired teachers may elect benefits under the teachers' fund for retirement, to provide for contributions to the fund, to provide an alternative increase in benefits for annuitants of the teachers' insurance and retirement fund who elect not to come under the new program, and to provide for an actuarial study of the 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, 75; nays, 9; absent and not voting, 17.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Peterson
Austin	Haugland	Laske	Rau
Backes	Hendrickson	Lee	Raymond
Backlin	Hensrud	Leibhan	Reimers
Bassingthwaite	Hentges	Linderman	Rivinius
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	Lundene	Schindler
Dick	Jacob	McGauvran	Scofield
Dotzenrod	Jacobson	Marsden	Solberg
Eagles	Jenkins	Martinson	Stone
Fleming	Johnson, H.	Mertens	Streibel
Freborg	Kermott	Metzger	Strinden
Froeber	Kingsbury	Meyer	Timm
Ganser	Kloubec	Miedema	Tinjum
Gengler	Kretschmar	Olin	Wagner
Gronneberg	LaGrave	Olson	Watkins
Grubb	Lang	Opedahl	Mr. Speaker
Gunderson	Langley	Orange	

Those voting in the negative were:

Christensen, R.	Knudson	Tweten	Welder
Hausauer, L.	Stoltenow	Vander Vorst	Winkjer
Jaeger			

Absent and not voting:

Dornacker	Hilleboe	Murphy	Thorsgard
Erickson	Johnson, K.	Nermyr	Weber

Gackle	Laughlin	Rice	Wilkie
Garnas	Matheny	Royse	Winge
Hausauer, A.			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1290 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1350.

Rep. Hilleboe moved a substitute motion that the House not concur in the Senate amendments to House Bill No. 1350, and that a conference committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 1351, 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 concur in the Senate amendments to House Bill No. 1390, which motion prevailed.

Rep. Rundle moved that the rules be suspended, and House Bill No. 1390 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1390. A Bill for an Act to provide for free college education for dependents of prisoners of war and soldiers missing in action in Vietnam.

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, 17.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rivinius
Austin	Hendrickson	Leibhan	Rued
Backes	Hensrud	Linderman	Rundle
Backlin	Hentges	Livingston	Schindler
Bassingthwaite	Herman	Lodoen	Scofield
Berg	Hickle	Lundene	Solberg
Bridston	Hildebrand	McGauvran	Stoltenow
Christensen, H.	Hilleboe	Marsden	Stone
Christensen, R.	Jacob	Martinson	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Kermott	Meyer	Timm
Fleming	Kingsbury	Miedema	Tinjum
Freborg	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Wagner
Gengler	LaGrave	Orange	Watkins
Gronneberg	Lang	Rau	Welder
Gunderson	Langley	Raymond	Winkjer
Hartl	Larson	Reimers	Mr. Speaker
Haugland	Laske		

Those voting in the negative were:

Grubb Jaeger

Absent and not voting:

Dick	Jacobson	Murphy	Royse
Dornacker	Johnson, K.	Nermyr	Weber

Gackle	Laughlin	Peterson	Wilkie
Garnas	Matheny	Rice	Winge
Hausauer, A.			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1390 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Knudson moved that the House concur in the Senate amendments to House Bill No. 1392, which motion prevailed.

Rep. Knudson moved that the rules be suspended, and House Bill No. 1392 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1392. A Bill for an Act to amend and reenact subsection 1 of section 15-39.1-04 of the North Dakota Century Code, to add persons to be covered by Teacher's Fund for Retirement, and to provide for retroactive election of coverage.

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, 24; nays, 59; absent and not voting,*18.

Those voting in the affirmative were:

Backes	Haugland	Leibhan	Solberg
Bassingthwaite	Hildebrand	Linderman	Streibel
Eagles	Knudson	Livingston	Strinden
Erickson	Kretschmar	McGauvran	Tinjum
Gengler	LaGrave	Marsden	Wagner
Gronneberg	Larson	Opedahl	Mr. Speaker

Those voting in the negative were:

Atkinson	Hausauer, L.	Lee	Rivinius
Austin	Hendrickson	Lodoen	Rued
Backlin	Hensrud	Lundene	Rundle
Berg	Hentges	Martinson	Schindler
Bridston	Herman	Mertens	Scofield
Christensen, H.	Hickle	Metzger	Stoltenow
Christensen, R.	Hilleboe	Meyer	Stone
Dotzenrod	Jaeger	Miedema	Thorsgard
Fleming	Jenkins	Olin	Timm
Freborg	Johnson, H.	Olson	Tweten
Froeber	Kermott	Orange	Vander Vorst
Ganser	Kingsbury	Peterson	Watkins
Grubb	Kloubec	Rau	Welder
Gunderson	Lang	Raymond	Winkjer
Hartl	Laske	Reimers	

Absent and not voting:

Dick	Jacob	Matheny	Royse
Dornacker	Jacobson	Murphy	Weber
Gackle	Johnson, K.	Nermyr	Wilkie
Garnas	Langley	Rice	Winge
Hausauer, A.	Laughlin		

So the bill lost.

MOTIONS

Rep. Metzger moved that the House concur in the Senate amendments to House Bill No. 1502, which motion prevailed.

Rep. Metzger moved that the rules be suspended, and House Bill No. 1502 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1502. A Bill for an Act to amend and reenact section 57-15-44 of the North Dakota Century Code, relating to clarification of city tax levy for public buildings.

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, 8; absent and not voting, 20.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Reimers
Austin	Hausauer, L.	Leibhan	Rivinius
Backes	Hendrickson	Linderman	Rued
Backlin	Hensrud	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hickle	Martinson	Solberg
Christensen, H.	Hildebrand	Mertens	Stone
Christensen, R.	Hilleboe	Metzger	Streibel
Dotzenrod	Jacobson	Meyer	Thorsgard
Eagles	Johnson, H.	Miedema	Timm
Erickson	Kermott	Olin	Tinjum
Fleming	Kloubec	Olson	Tweten
Freborg	Kretschmar	Opedahl	Vander Vorst
Froeber	LaGrave	Orange	Wagner
Ganser	Lang	Peterson	Watkins
Gengler	Langley	Rau	Winkjer
Grubb	Larson	Raymond	Mr. Speaker
Gunderson			

Those voting in the negative were:

Hartl	Kingsbury	McGauvran	Stoltenow
Jaeger	Lee	Marsden	Welder

Absent and not voting:

Dick	Hausauer, A.	Laughlin	Royse
Dornacker	Jacob	Matheny	Strinden
Gackle	Jenkins	Murphy	Weber
Garnas	Johnson, K.	Nermyr	Wilkie
Gronneberg	Knudson	Rice	Winge

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1502 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

Rep. Atkinson moved that the House concur in the Senate amendments to House Concurrent Resolution No. 3017, which motion prevailed.

Rep. Atkinson moved that the rules be suspended, and House Concurrent Resolution No. 3017 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3017. A Concurrent Resolution for the amendment of the Constitution of the State of North Dakota relating to the retirement, discipline, and removal of supreme and district court judges.

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, 0; absent and not voting, 21.

Those voting in the affirmative were:

Atkinson	Hensrud	Lee	Reimers
Austin	Hentges	Leibhan	Rivinius
Bassingthwaite	Herman	Linderman	Rued
Berg	Hickle	Livingston	Rundle
Bridston	Hildebrand	Lodoen	Schindler
Christensen, H.	Hilleboe	Lundene	Scofield
Christensen, R.	Jacobson	McGauvran	Solberg
Dotzenrod	Jaeger	Marsden	Stoltenow
Eagles	Jenkins	Martinson	Stone
Erickson	Johnson, H.	Mertens	Streibel
Fleming	Kermott	Metzger	Thorsgard
Freborg	Kingsbury	Meyer	Timm
Froeber	Kloubec	Miedema	Tinjum
Ganser	Knudson	Olin	Tweten
Grubb	Kretschmar	Olson	Vander Vorst
Gunderson	LaGrave	Opedahl	Wagner
Hartl	Lang	Orange	Watkins
Haugland	Langley	Peterson	Welder
Hausauer, L.	Larson	Rau	Winkjer
Hendrickson	Laske	Raymond	Mr. Speaker

Absent and not voting:

Backes	Gengler	Laughlin	Royse
Backlin	Gronneberg	Matheny	Strinden
Dick	Hausauer, A.	Murphy	Weber
Dornacker	Jacob	Nermyr	Wilkie
Gackle	Johnson, K.	Rice	Winge
Garnas			

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3017 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 1339, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Lang moved that the House concur in the Senate amendments to House Bill No. 1344.

Rep. Rundle moved a substitute motion that the House not concur in the Senate amendments to House Bill No. 1344, and that a Conference Committee be appointed to serve with a like committee from the Senate, which motion was subsequently withdrawn.

The question then was on the motion of Rep. Lang that the House do concur in the Senate amendments, which motion prevailed.

Rep. Lang moved that the rules be suspended and House Bill No. 1344 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1344. A Bill for an Act to amend and reenact subsection A of section 11-18-05 of the North Dakota Century Code, relating to fees charged by registers 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, 84; nays, 4; absent and not voting, 13.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rivinius
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Austin	Hendrickson	Leibhan	Royse
Backlin	Hentges	Linderman	Rued
Bassingthwaite	Herman	Livingston	Rundle
Berg	Hickle	Lodoen	Schindler
Bridston	Hildebrand	Lundene	Scofield
Christensen, H.	Hilleboe	McGauvran	Solberg
Christensen, R.	Jacobson	Marsden	Stoltenow
Dornacker	Jenkins	Matheny	Stone
Eagles	Johnson, H.	Mertens	Streibel
Erickson	Johnson, K.	Meyer	Thorsgard
Fleming	Kermott	Miedema	Timm
Freborg	Kingsbury	Murphy	Tinjum
Froeber	Kloubec	Olin	Tweten
Ganser	Kretschmar	Olson	Vander Vorst
Gengler	LaGrave	Opedahl	Wagner
Gronneberg	Lang	Orange	Watkins
Gunderson	Langley	Rau	Wilkie
Hartl	Larson	Raymond	Winge
Haugland	Laske	Reimers	Winkjer
Hausauer, A.	Laughlin	Rice	Mr. Speaker

Those voting in the negative were:

Grubb	Jaeger	Metzger	Welder
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Absent and not voting:

Backes	Garnas	Knudson	Peterson
Dick	Hensrud	Martinson	Strinden
Dotzenrod	Jacob	Nermyr	Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1344 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

Rep. Hilleboe moved that the House reconsider the action by which it adopted the Conference Committee Report on House Bill No. 1057, but the previously appointed conference committee continued to serve, which motion prevailed.

Rep. K. Johnson moved that the House not concur in Senate amendments to House Bill No. 1331, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. K. Johnson moved that the House concur in the Senate amendments to House Concurrent Resolution No. 3034, which motion prevailed.

Rep. K. Johnson moved that the rules be suspended, and House Concurrent Resolution No. 3034 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3034. A concurrent resolution urging the United States Postal Service to change its instructions for rural route extensions so that all rural homes receive mail at the end of their driveways.

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. 3034 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

PRESENTATION OF PETITIONS
AND COMMUNICATIONS

STATE OF NORTH DAKOTA

Executive Office
BismarckThe Honorable A. G. Bunker
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, 1973, I signed:

House Bill No. 1011
House Bill No. 1107
House Bill No. 1120
House Bill No. 1127
House Bill No. 1170
House Bill No. 1195
House Bill No. 1204
House Bill No. 1233
House Bill No. 1371
House Bill No. 1406
House Bill No. 1440
House Bill No. 1450
House Bill No. 1500Sincerely yours,
ARTHUR A. LINK
Governor

ANNOUNCEMENT

Speaker Bunker announced that the Committee on Appropriations was temporarily excused from the Assembly.

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 1, line 22, delete the numerals "20,729,078" and insert in lieu thereof the numerals "20,757,878"

On page 2, line 2, delete the numerals "26,499,402" and insert in lieu thereof the numerals "26,528,202"

On page 2, line 3, delete the numerals "8,376,776" and insert in lieu thereof the numerals "8,083,558"

On page 2, line 4, delete the numerals "18,122,626" and insert in lieu thereof the numerals "18,444,644"

On page 2, line 7, delete the numerals "19,247,626" and insert in lieu thereof the numerals "19,569,644"

On page 2, line 26, delete the numerals "1,256,000" and insert in lieu thereof the numerals "1,212,620"

On page 2, line 27, delete the numerals "16,035,247" and insert in lieu thereof the numerals "15,991,867"

On page 3, after line 33, insert the following:

"Computer terminal 56,173"

On page 3, line 35, delete the numerals "3,633,888" and insert in lieu thereof the numerals "3,690,061"

On page 4, line 2, delete the numerals "2,669,540" and insert in lieu thereof the numerals "2,725,713"

On page 4, line 5, delete the numerals "2,819,540" and insert in lieu thereof the numerals "2,875,713"

On page 4, line 15, delete the numerals "192,000" and insert in lieu thereof the numerals "215,000"

On page 4, line 16, delete the numerals "5,197,676" and insert in lieu thereof the numerals "5,220,676"

On page 4, line 18, delete the numerals "1,718,859" and insert in lieu thereof the numerals "1,747,019"

On page 4, line 22, delete the numerals "2,203,455" and insert in lieu thereof the numerals "2,231,615"

On page 4, line 24, delete the numerals "1,652,759" and insert in lieu thereof the numerals "1,680,919"

On page 4, line 27, delete the numerals "1,748,759" and insert in lieu thereof the numerals "1,776,919"

On page 4, after line 32, insert the following:

"Computer terminal 56,173"

On page 4, line 33, delete the numerals "3,491,657" and insert in lieu thereof the numerals "3,547,830"

On page 4, line 35, delete the numerals "2,547,705" and insert in lieu thereof the numerals "2,603,878"

On page 5, line 3, delete the numerals "2,797,205" and insert in lieu thereof the numerals "2,853,378"

On page 5, line 17, delete the numerals "56,084,121" and insert in lieu thereof the numerals "56,526,265"

On page 5, line 18, delete the numerals "28,622,444" and insert in lieu thereof the numerals "26,880,732"

On page 5, line 19, delete the numerals "84,706,565" and insert in lieu thereof the numerals "83,406,997"

On page 5, line 21, insert after the word "treasury" the words "and income from increased enrollments"

On page 6, line 24, after the period insert the following:

"It is the further intent that the legislature will not approve any special assessments for projects that do not directly serve the institution, wherever located in the state.

SECTION 7. NORTH DAKOTA STATE UNIVERSITY.) In addition to the appropriations and authorizations provided by this Act, there is hereby appropriated \$313,202 for the North Dakota State University from the general fund in the state treasury during the biennium beginning July 1, 1973, and ending June 30, 1975, to be used only in the event of a reduction, and only to the extent of such reduction, in either or both years of the biennium in the receipt of federal funds by the North Dakota State University pursuant to the Bankhead-Jones Act. Such reduction during each year of the biennium shall be determined by subtracting the amounts received under the Bankhead-Jones Act each year from the amounts received during the fiscal year ended June 30, 1972. Funds shall be made available pursuant to this contingency appropriation only upon approval of the state board of higher education and with written notification by such board to the director of accounts and purchases."

And renumber the pages and lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The budget for the University of North Dakota is increased \$28,800 for the purpose of hiring a coordinator. The estimated income is reduced \$293,218 due to their over estimation for that amount. The increase in the salary and wages line of Mayville State College is to allow for transition of the presidency. The additional monies appropriated for computer terminals at Dickinson State College and Valley State College is for the installation and operation for the 1973-75 biennium. The Minot State College budget, plant improvements, is increased for the purpose of paying for storm sewers. The budget of North Dakota State University, plant improvements,

is reduced because of funds remaining which were not used during the past biennium.

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. 2005 has had the same under consideration and recommends that the same be amended in divisions as follows:

Amendment A

On page 1, line 19, delete the numerals "2,000,000" and insert in lieu thereof the numerals "3,000,000"

On page 1, line 21, delete the numerals "2,003,260" and insert in lieu thereof the numerals "3,003,260"

Amendment B

On page 1, line 24, delete the numerals "475,820" and insert in lieu thereof the numerals "494,970"

On page 2, line 1, delete the numerals "183,085" and insert in lieu thereof the numerals "185,283"

On page 2, line 6, delete the numerals "874,817" and insert in lieu thereof the numerals "896,165"

On page 2, line 7, delete the numerals "406,966" and insert in lieu thereof the numerals "428,314"

Amendment C

On page 2, line 26, delete the numerals "3,932,488" and insert in lieu thereof the numerals "3,432,488"

On page 2, line 27, delete the numerals "6,901,263" and insert in lieu thereof the numerals "6,401,263"

On page 2, line 28, delete the numerals "5,982,705" and insert in lieu thereof the numerals "5,545,205"

On page 2, line 29, delete the numerals "918,558" and insert in lieu thereof the numerals "856,058"

It is further recommended that if any one of the above amendments are not adopted that proposed amendment D be withdrawn and that Senate Bill 2005 be re-referred to the Committee on Appropriations for the sole purpose of amending the total figures.

Amendment D

On page 2, line 30, delete the numerals "7,010,059" and insert in lieu thereof the numerals "7,947,559"

On page 2, line 31, delete the numerals "13,380,671" and insert in lieu thereof the numerals "12,964,519"

On page 2, line 32, delete the numerals "20,390,730" and insert in lieu thereof the numerals "20,912,078"

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 increase in special education, subdivision 1, is to increase the payment for the ongoing program and to cover more children.

Subdivision 2 — The increase in salaries and wages consists of \$9,070 to provide adequate funds for fringe benefits and \$10,080 for a new film technician to handle the department's increased film distribution volume. The increase in fees and services will provide additional funds for the rental of additional educational materials.

Subdivision 4 — The purpose of the amendment is to reduce grants, benefits, and claims by \$500,000 so that the amount remains the same as the appropriation for the past biennium.

REP. REIMERS, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Streibel moved that those bills on the calendar reported out by the Committee on Appropriations be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1031. A Bill for an Act relating to the establishment of human service centers to provide human services from a single unit in accordance with the joint exercise of governmental powers.

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, 60; nays, 5; absent and not voting, 36.

Those voting in the affirmative were:

Austin	Hendrickson	Laske	Royse
Backes	Hensrud	Laughlin	Rued
Bassingthwaite	Hentges	Lee	Schindler
Christensen, H.	Hickle	Leibhan	Scofield
Dick	Jacob	Linderman	Stone
Dornacker	Jacobson	Livingston	Streibel
Dotzenrod	Johnson, K.	Lodoen	Timm
Eagles	Kermott	Lundene	Vander Vorst
Froeber	Kloubec	McGauvran	Watkins
Gackle	Knudson	Metzger	Welder
Garnas	Kretschmar	Meyer	Wilkie
Gronneberg	LaGrave	Nermyr	Winge
Gunderson	Lang	Rau	Winkjer
Haugland	Langley	Raymond	Rice
Hausauer, A.	Larson	Rivinius	Mr. Speaker

Those voting in the negative were:

Grubb	Murphy	Rundle	Stoltenow
Jaeger			

Absent and not voting:

Atkinson	Gengler	Marsden	Peterson
Backlin	Hartl	Martinson	Reimers
Berg	Hausauer, L.	Matheny	Solberg
Bridston	Herman	Mertens	Strinden
Christensen, R.	Hildebrand	Miedema	Thorsgard
Erickson	Hilleboe	Olin	Tinjum
Fleming	Jenkins	Olson	Tweten
Freborg	Johnson, H.	Opedahl	Wagner
Ganser	Kingsbury	Orange	Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1031 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3090. A Concurrent Resolution directing the Legislative Council to conduct a study of the questions of taxation and jurisdiction as it pertains to Indians and non-Indians

on an Indian reservation lying wholly or partly within the State 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, 70; nays, 1; absent and not voting, 30.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson	Rau
Austin	Hendrickson	Laske	Rice
Bassingthwaite	Hensrud	Laughlin	Rivinius
Christensen, H.	Hentges	Lee	Royse
Dick	Herman	Leibhan	Rued
Dornacker	Hickle	Linderman	Schindler
Dotzenrod	Hilleboe	Livingston	Stoltenow
Eagles	Jacob	Lodoen	Stone
Erickson	Jacobson	Lundene	Streibel
Froeber	Jaeger	McGauvran	Timm
Gackle	Johnson, K.	Martinson	Vander Vorst
Ganser	Kermott	Matheny	Watkins
Garnas	Kloubec	Meyer	Welder
Gengler	Knudson	Murphy	Wilkie
Gronneberg	Kretschmar	Nermyr	Winge
Grubb	LaGrave	Olson	Winkjer
Gunderson	Lang	Orange	Mr. Speaker
Haugland	Langley		

Those voting in the negative were:

Raymond

Absent and not voting:

Backes	Hausauer, L.	Miedema	Solberg
Backlin	Hildebrand	Olin	Strinden
Berg	Jenkins	Opedahl	Thorsgard
Bridston	Johnson, H.	Peterson	Tinjum
Christensen, R.	Kingsbury	Reimers	Twetten
Fleming	Marsden	Rundle	Wagner
Freborg	Mertens	Scofield	Weber
Hartl	Metzger		

So the House Concurrent Resolution was adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3090 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2027. A Bill for an Act to amend and reenact subsections 1, 2, 4, and 6 of section 57-02-11, sections 57-02-31, and 57-02-34 of the North Dakota Century Code, relating to property tax assessment procedures and assessment dates.

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, 2; absent and not voting, 25.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Raymond
Austin	Hendrickson	Laughlin	Rice
Backlin	Hensrud	Lee	Rivinius
Bassingthwaite	Hentges	Leibhan	Royse
Christensen, H.	Herman	Linderman	Rued
Dick	Hickle	Livingston	Rundle
Dornacker	Hilleboe	Lodoen	Schindler
Dotzenrod	Jacob	Lundene	Stoltenow

Eagles	Jacobson	McGauvran	Stone
Erickson	Jaeger	Martinson	Streibel
Froeber	Johnson, K.	Matheny	Timm
Gackle	Kermott	Metzger	Tinjum
Ganser	Kloubec	Meyer	Vander Vorst
Garnas	Knudson	Murphy	Watkins
Gengler	Kretschmar	Nermyr	Welder
Gronneberg	LaGrave	Olson	Winge
Grubb	Lang	Orange	Winkjer
Gunderson	Langley	Rau	Mr. Speaker
Haugland	Larson		

Those voting in the negative were:

Scofield Wilkie

Absent and not voting:

Backes	Hausauer, L.	Mertens	Solberg
Berg	Hildebrand	Miedema	Strinden
Bridston	Jenkins	Olin	Thorsgard
Christensen, R.	Johnson, H.	Opedahl	Twetten
Fleming	Kingsbury	Peterson	Wagner
Freborg	Marsden	Reimers	Weber
Hartl			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2027 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 2028. A Bill for an Act, to amend and reenact section 57-12-09 of the North Dakota Century Code, relating to the mailing of notice of increased assessments.

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, 27.

Those voting in the affirmative were:

Atkinson	Hendrickson	Lee	Rivinius
Austin	Hensrud	Leibhan	Royse
Backlin	Hentges	Linderman	Rued
Bassingthwaite	Herman	Livingston	Rundle
Christensen, H.	Hickle	Lodoen	Schindler
Dick	Jacob	Lundene	Scofield
Dornacker	Jacobson	McGauvran	Stoltenow
Dotzenrod	Jaeger	Martinson	Stone
Eagles	Johnson, K.	Matheny	Streibel
Erickson	Kermott	Metzger	Timm
Froeber	Kloubec	Meyer	Tinjum
Gackle	Knudson	Murphy	Vander Vorst
Ganser	Kretschmar	Nermyr	Watkins
Garnas	LaGrave	Olson	Welder
Gengler	Lang	Orange	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Haugland	Laughlin		

Absent and not voting:

Backes	Hausauer, A.	Marsden	Solberg
Berg	Hausauer, L.	Mertens	Strinden
Bridston	Hildebrand	Miedema	Thorsgard
Christensen, R.	Hilleboe	Olin	Twetten
Fleming	Jenkins	Opedahl	Wagner
Freborg	Johnson, H.	Peterson	Weber
Hartl	Kingsbury	Reimers	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2028 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 2035. A Bill for an Act to provide for division of water management districts along county lines; to amend and reenact sections 61-16-05, 61-16-06, 61-16-07, 61-16-08, 61-16-12, 61-16-14, 61-16-18, 61-16-28, 61-16-29, 61-16-36, and 61-16-48 of the North Dakota Century Code, relating to establishment and consolidation of water management districts, the area included within water management districts, the board of commissioners, and joint control by the board of county commissioners and state water conservation commission over maintenance and operation of dams constructed by or with federal assistance; and to repeal sections 61-16-02, 61-16-03, 61-16-04, and 61-16-42 of the North Dakota Century Code, relating to establishment and dissolution of water management 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, 3; absent and not voting, 24.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rivinius
Austin	Hendrickson	Lee	Royse
Backes	Hensrud	Leibhan	Rued
Backlin	Hentges	Linderman	Rundle
Bassingthwaite	Herman	Livingston	Schindler
Berg	Hickle	Lodoen	Scofield
Christensen, H.	Hilleboe	Lundene	Stoltenow
Dick	Jacob	McGauvran	Stone
Dotzenrod	Jacobson	Martinson	Streibel
Eagles	Johnson, K.	Metzger	Timm
Erickson	Kermott	Meyer	Tinjum
Froeber	Knoubec	Murphy	Vander Vorst
Gackle	Knudson	Nermyr	Watkins
Ganser	Kretschmar	Olson	Welder
Garnas	LaGrave	Orange	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Gunderson	Larson	Rice	Mr. Speaker
Haugland	Laske		

Those voting in the negative were:

Grubb Jaeger Matheny

Absent and not voting:

Bridston	Hausauer, L.	Mertens	Solberg
Christensen, R.	Hildebrand	Miedema	Strinden
Dornacker	Jenkins	Olin	Thorsgard
Fleming	Johnson, H.	Opedahl	Tweten
Freborg	Kingsbury	Peterson	Wagner
Hartl	Marsden	Reimers	Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2035 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Rep. Herman moved that Senate Bill No. 2074 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2108. A Bill for an Act to create and enact sec-

tions 34-13-13.1 and 34-13-16 of the North Dakota Century Code, relating to regulation of employment agency contracts by the state labor commissioner, refunds in certain instances of fees paid to employment agencies, and defining temporary and permanent employment; 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, 96; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Raymond
Austin	Haugland	Laske	Reimers
Backes	Hausauer, A.	Laughlin	Rice
Backlin	Hausauer, L.	Lee	Rivinius
Bassingthwaite	Hendrickson	Leibhan	Royse
Berg	Hensrud	Linderman	Rued
Bridston	Hentges	Livingston	Schindler
Christensen, H.	Herman	Lodoen	Scotfield
Christensen, R.	Hickle	Lundene	Stoltenow
Dick	Hildebrand	McGauvran	Stone
Dornacker	Hilleboe	Marsden	Streibel
Dotzenrod	Jacob	Martinson	Strinden
Eagles	Jacobson	Matheny	Thorsgard
Erickson	Jenkins	Mertens	Timm
Fleming	Johnson, H.	Metzger	Tinjum
Freborg	Johnson, K.	Meyer	Tweten
Froeber	Kermott	Miedema	Vander Vorst
Gackle	Kingsbury	Murphy	Wagner
Ganser	Kloubec	Nermyr	Watkins
Garnas	Knudson	Olson	Welder
Gengler	Kretschmar	Opedahl	Wilkie
Gronneberg	LaGrave	Orange	Winge
Grubb	Lang	Peterson	Winkjer
Gunderson	Langley	Rau	Mr. Speaker

Those voting in the negative were:

Jaeger Rundle

Absent and not voting:

Olin Solberg Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2108 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2125. A Bill for an Act to provide a real property tax exemption for improvements to commercial buildings and structures.

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, 15; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laske	Rau
Austin	Hausauer, L.	Laughlin	Reimers
Backes	Hendrickson	Lee	Rice
Backlin	Hensrud	Leibhan	Rivinius
Bassingthwaite	Hentges	Linderman	Royse
Bridston	Herman	Livingston	Rued
Christensen, H.	Hickle	Lodoen	Rundle
Christensen, R.	Hildebrand	Lundene	Schindler

Dick	Hilleboe	McGauvran	Scotfield
Dornacker	Jacob	Marsden	Solberg
Dotzenrod	Jaeger	Martinson	Streibel
Eagles	Jenkins	Matheny	Strinden
Erickson	Johnson, H.	Mertens	Thorsgard
Froeber	Johnson, K.	Metzger	Timm
Gackle	Kermott	Meyer	Tinjum
Ganser	Kloubec	Miedema	Tweten
Garnas	Kretschmar	Nermyr	Wagner
Gengler	LaGrave	Olin	Watkins
Gronneberg	Lang	Opedahl	Wilkie
Grubb	Langley	Orange	Winge
Gunderson	Larson	Peterson	Mr. Speaker
Haugland			

Those voting in the negative were:

Berg	Jacobson	Olson	Vander Vorst
Fleming	Kingsbury	Raymond	Welder
Freborg	Knudson	Stoltenow	Winkjer
Hartl	Murphy	Stone	

Absent and not voting:

Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2125 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following conference committees:

On House Bill No. 1350:

Rep. Erickson
Rep. Eagles
Rep. McGauvran

On House Bill No. 1005:

Rep. Miedema
Rep. Mertens
Rep. Olin

On House Bill No. 1004

Rep. Jenkins
Rep. H. Johnson
Rep. Kingsbury

On House Bill No. 1002:

Rep. Bridston
Rep. Peterson
Rep. Solberg

On House Bill No. 1001:

Rep. Wagner
Rep. L. Hausauer
Rep. Opedahl

On House Bill No. 1015:

Rep. Jenkins
Rep. Hartl
Rep. Fleming

On House Bill No. 1351:

Rep. Hentges
Rep. Berg
Rep. Solberg

On House Bill No. 1331:

Rep. Leibhan
Rep. Vander Vorst
Rep. Wilkie

APPOINTMENT OF 1973-1975 INTERIM COMMITTEE MEMBERS

Speaker Bunker announced the following appointments:

Legislative Council:

Rep. Bunker
Rep. Streibel
Rep. Metzger
Rep. Strinden
Rep. Backes
Rep. Solberg
Rep. Mertens
Rep. Winge

Capitol Grounds Planning Commission:

Rep. A. Hausauer
Rep. Herman
Rep. Laughlin

Multi-State Tax Compact:

Rep. Gackle
Rep. Weber

Law Enforcement Council:

Rep. Eagles

SECOND READING OF SENATE BILLS

Senate Bill No. 2177. A Bill for an Act to create and enact sections 57-52-10.1 and 57-54-07.1; to amend and reenact subsections 5 and 8 of section 57-52-03, sections 57-52-12, 57-52-19, subsection 4 of section 57-53-01, sections 57-53-05, 57-53-08, 57-54-03, 57-54-07, 57-54-11, 57-54.1-15 and 57-56-02 of the North Dakota Century Code, relating to provisions of the motor fuel, special fuels, importers for use, aviation fuel and motor fuel tax refunds; and providing for 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, 98; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Laughlin	Rice
Austin	Hausauer, L.	Lee	Rivinius
Backes	Hendrickson	Leibhan	Royse
Backlin	Hensrud	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Freborg	Kermott	Nermyr	Tweten
Froeber	Kingsbury	Olin	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Knudson	Opedahl	Watkins
Garnas	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Peterson	Wilkie
Grubb	Lang	Rau	Winge
Gunderson	Langley	Raymond	Winkjer
Hartl	Larson	Reimers	Mr. Speaker
Haugland	Laske		

Absent and not voting:

Gengler Miedema Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2177 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2183. A Bill for an Act to create and enact two new subsections to section 15-47-38 of the North Dakota Century Code, and to amend and reenact subsection 10 of section 15-29-08 of the North Dakota Century Code, relating to powers of the school board and providing for rules for suspension or dismissal of a teacher.

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, 11; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Langley	Peterson
Austin	Hausauer, A.	Larson	Rau
Backes	Hausauer, L.	Laske	Raymond
Backlin	Hendrickson	Laughlin	Reimers
Bassingthwaite	Hensrud	Lee	Rice
Berg	Hentges	Leibhan	Royse
Bridston	Herman	Linderman	Rued
Christensen, R.	Hickle	Livingston	Rundle
Dick	Hilleboe	Lodoen	Schindler
Dornacker	Jacob	Lundene	Scofield
Dotzenrod	Jacobson	McGauvran	Solberg
Eagles	Jaeger	Marsden	Stone
Erickson	Jenkins	Martinson	Streibel
Fleming	Johnson, H.	Metzger	Strinden
Gackle	Johnson, K.	Meyer	Thorsgard
Ganser	Kermott	Miedema	Timm
Garnas	Kingsbury	Murphy	Tinjum
Gengler	Kloubec	Nermyr	Tweten
Gronneberg	Knudson	Olin	Wagner
Grubb	Kretschmar	Olson	Watkins
Gunderson	LaGrave	Opedahl	Winge
Hartl	Lang	Orange	Mr. Speaker

Those voting in the negative were:

Christensen, H.	Hildebrand	Stoltenow	Wilkie
Freborg	Matheny	Vander Vorst	Winkjer
Froeber	Mertens	Welder	

Absent and not voting:

Rivinius	Weber
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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. 2183 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2189. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota by the North Dakota state hospital.

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, 18; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Gunderson	LaGrave	Reimers
Austin	Haugland	Lang	Rice

Backlin	Hausauer, A.	Langley	Royce
Berg	Hausauer, L.	Larson	Rued
Bridston	Hendrickson	Lee	Rundle
Christensen, H.	Hensrud	Linderman	Schindler
Christensen, R.	Herman	Lodoen	Scofield
Dick	Hickle	Marsden	Solberg
Dornacker	Hildebrand	Matheny	Stone
Dotzenrod	Hilleboe	Mertens	Streibel
Eagles	Jacob	Metzger	Strinden
Erickson	Jacobson	Meyer	Thorsgard
Fleming	Jaeger	Miedema	Timm
Freborg	Jenkins	Murphy	Tinjum
Froeber	Johnson, K.	Nermyr	Tweten
Gackle	Kermott	Olin	Vander Vorst
Ganser	Kingsbury	Olson	Wagner
Garnas	Kloubec	Opedahl	Watkins
Gengler	Knudson	Peterson	Mr. Speaker
Gronneberg	Kretschmar	Rau	

Those voting in the negative were:

Backes	Johnson, H.	McGauvran	Welder
Bassingthwaite	Laske	Martinson	Wilkie
Grubb	Laughlin	Orange	Winge
Hartl	Livingston	Raymond	Winkjer
Hentges	Lundene		

Absent and not voting:

Leibhan	Rivinius	Stoltenow	Weber
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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. 2189 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2098
Senate Bill No. 2175
Senate Bill No. 2378
Senate Bill No. 2401
Senate Concurrent Resolution No. 4005
Senate Concurrent Resolution No. 4006
Senate Concurrent Resolution No. 4010
Senate Concurrent Resolution No. 4020
Senate Concurrent Resolution No. 4021
Senate Concurrent Resolution No. 4023
Senate Concurrent Resolution No. 4027
Senate Concurrent Resolution No. 4030
Senate Concurrent Resolution No. 4031
Senate Concurrent Resolution No. 4035
Senate Concurrent Resolution No. 4037
Senate Concurrent Resolution No. 4039
Senate Concurrent Resolution No. 4048
Senate Concurrent Resolution No. 4064
Senate Concurrent Resolution No. 4065

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2013
Senate Bill No. 2033
Senate Bill No. 2051

Senate Bill No. 2170
Senate Bill No. 2258

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2149
Senate Bill No. 2379

ROY GILBREATH, Chief Clerk
House Chamber

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. 2075
Rep. Timm
Rep. Rau
Rep. Langley

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1085

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1026
House Bill No. 1031
House Bill No. 1054
House Bill No. 1232
House Bill No. 1235
House Bill No. 1290
House Bill No. 1344
House Bill No. 1390
House Bill No. 1502
House Concurrent Resolution No. 3017
House Concurrent Resolution No. 3034

ROY GILBREATH, Chief Clerk
House Chamber

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:

House Bill No. 1057

And that the Conference Committee previously appointed continue to serve.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 1392 and subsequently failed to pass the bill.

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 2223. A Bill for an Act to create and enact a new subsection to section 15-47-38 and to amend and reenact section 15-47-38 of the North Dakota Century Code, providing for expansion of rights for teachers in connection with discharge or failure to renew a teacher's contract.

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, 14; absent and not voting, 3.

Those voting in the affirmative were:

Austin	Haugland	Langley	Peterson
Backes	Hausauer, A.	Larson	Rau
Backlin	Hausauer, L.	Laske	Raymond
Bassingthwaite	Hendrickson	Lee	Reimers
Berg	Hensrud	Linderman	Rice
Bridston	Herman	Livingston	Royse
Christensen, H.	Hickle	Lodoen	Rued
Christensen, R.	Hilleboe	Lundene	Rundle
Dick	Jacob	McGauvran	Schindler
Dornacker	Jacobson	Marsden	Solberg
Dotzenrod	Jaeger	Martinson	Stoltenow
Erickson	Jenkins	Mertens	Stone
Fleming	Johnson, H.	Metzger	Streibel
Froeber	Johnson, K.	Meyer	Strinden
Gackle	Kermott	Miedema	Thorsgard
Ganser	Kingsbury	Murphy	Timm
Garnas	Kloubec	Nermyr	Tweten
Gengler	Knudson	Olin	Vander Vorst
Gronneberg	Kretschmar	Olson	Wagner
Gunderson	LaGrave	Opedahl	Winge
Hartl	Lang	Orange	Mr. Speaker

Those voting in the negative were:

Atkinson	Hentges	Scotfield	Welder
Eagles	Hildebrand	Tinjum	Wilkie
Freborg	Laughlin	Watkins	Winkjer
Grubb	Matheny		

Absent and not voting:

Leibhan	Rivinius	Weber
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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. 2223 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2312. A Bill for an Act to amend and reenact section 54-52.1-06 of the North Dakota Century Code, relating to salary deductions from employee.

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, 21; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hensrud	Lee	Rau
Austin	Hentges	Leibhan	Raymond
Backlin	Hickle	Linderman	Rivinius
Bassingthwaite	Hildebrand	Livingston	Royse
Berg	Hilleboe	Lodoen	Rued
Bridston	Jacob	Lundene	Rundle
Christensen, R.	Jacobson	McGauvran	Schindler
Dornacker	Jenkins	Marsden	Solberg
Eagles	Johnson, H.	Martinson	Stoltenow
Erickson	Johnson, K.	Mertens	Stone
Froeber	Kermott	Metzger	Streibel
Gackle	Kingsbury	Meyer	Thorsgard
Ganser	Kloubec	Miedema	Tinjum
Garnas	Knudson	Murphy	Wagner
Gengler	Kretschmar	Nermyr	Watkins

Gronneberg	LaGrave	Olin	Wilkie
Gunderson	Lang	Olson	Winge
Haugland	Langley	Orange	Winkjer
Hausauer, A.	Larson	Peterson	Mr. Speaker
Hausauer, L.	Laske		

Those voting in the negative were:

Christensen, H.	Hartl	Matheny	Strinden
Dick	Hendrickson	Opedahl	Timm
Dotzenrod	Herman	Reimers	Tweten
Fleming	Jaeger	Rice	Vander Vorst
Freborg	Laughlin	Scofield	Welder
Grubb			

Absent and not voting:

Backes Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2312 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. 2283 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2283. A Bill for an Act to provide for the creation of a North Dakota student financial assistance program, and providing 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, 77; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Hartl	Langley	Rau
Austin	Haugland	Larson	Reimers
Backes	Hausauer, A.	Laske	Rivinius
Backlin	Hensrud	Laughlin	Royse
Bassingthwaite	Hentges	Lee	Rued
Berg	Herman	Leibhan	Rundle
Bridston	Hickle	Linderman	Schindler
Christensen, H.	Hildebrand	Livingston	Scofield
Christensen, R.	Hilleboe	Lodoen	Solberg
Dick	Jacob	Lundene	Timm
Dotzenrod	Jacobson	McGauvran	Tinjum
Eagles	Jenkins	Martinson	Vander Vorst
Erickson	Johnson, K.	Matheny	Wagner
Fleming	Johnson, H.	Mertens	Watkins
Gackle	Kloubec	Metzger	Welder
Ganser	Knudson	Meyer	Wilkie
Garnas	Kretschmar	Olson	Winge
Gengler	LaGrave	Opedahl	Winkjer
Gronneberg	Lang	Orange	Mr. Speaker
Grubb			

Those voting in the negative were:

Dornacker	Jaeger	Nermyr	Stone
Freborg	Kermott	Olin	Streibel
Froeber	Kingsbury	Peterson	Strinden
Gunderson	Marsden	Raymond	Thorsgard
Hausauer, L.	Miedema	Rice	Tweten
Hendrickson	Murphy	Stoltenow	

Absent and not voting:

Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2283 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

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 Bunker presiding.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to

Senate Bill No. 2025

Senate Bill No. 2099

Senate Bill No. 2196

Senate Bill No. 2203

Senate Bill No. 2250

Senate Bill No. 2311

refused to concur in the House amendment to

Senate Bill No. 2007

Senate Bill No. 2113

Senate Bill No. 2269

and the President has appointed as a conference committee to act with a like committee from the House,

On Senate Bill No. 2007

Senator Wenstrom

Senator C. Schultz

Senator Erdman

On Senate Bill No. 2113

Senator Tweten

Senator Sandness

Senator Rait

On Senate Bill No. 2269

Senator Anderson

Senator Wright

Senator Rait

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to:

House Bill No. 1001

House Bill No. 1002

House Bill No. 1004

House Bill No. 1005

House Bill No. 1015

House Bill No. 1331

House Bill No. 1350

House Bill No. 1351

and the Speaker has appointed as a conference committee to act with a like committee from the Senate,

On House Bill No. 1001

Rep. Wagner

Rep. A. Hausauer

Rep. Opedahl

On House Bill No. 1002

Rep. Bridston
 Rep. Solberg
 Rep. Peterson
 On House Bill No. 1004
 Rep. Jenkins
 Rep. H. Johnson
 Rep. Kingsbury
 On House Bill No. 1005
 Rep. Miedema
 Rep. Mertens
 Rep. Olin
 On House Bill No. 1015
 Rep. Jenkins
 Rep. Hartel
 Rep. Fleming
 On House Bill No. 1331
 Rep. Leibhan
 Rep. Vander Vorst
 Rep. Wilkie
 On House Bill No. 1350
 Rep. Erickson
 Rep. Eagles
 Rep. McGauvran
 On House Bill No. 1351
 Rep. Hentges
 Rep. Berg
 Rep. Solberg

ROY GILBREATH, Chief Clerk

PRESENTATION OF PETITIONS AND COMMUNICATIONS
 STATE OF MINNESOTA
 House of Representatives

The Hon. A. G. Bunker, Speaker
 North Dakota House of Representatives
 State Capitol
 Bismarck, North Dakota 58501

Dear Representative Bunker:

Thank you for your letter of February 21 extending an invitation to visit Bismarck.

As I am a native of North Dakota I am well aware of the attractions of our neighbor to the northwest. I plan to visit my mother in Crosby this summer.

Insofar as the Minnesota legislature will continue in session until May, we must regretfully decline your most gracious invitation.

I am acquainted with Lieutenant Governor Wayne Sanstead and am sure with his qualifications that he rates a salary of more than \$2,000 per year.

Warmest regards and best wishes for a successful winding up of your 43rd legislative session.

Sincerely,
 MARTIN O. SABO
 Speaker

SECOND READING OF SENATE BILLS

Senate Bill No. 2318. A Bill for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the property tax exemption for farm structures and improvements.

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, 9; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Reimers
Backes	Hendrickson	Leibhan	Rice
Backlin	Hensrud	Linderman	Rivinius
Bassingthwaite	Hentges	Livingston	Royse
Berg	Herman	Lodoen	Rued
Bridston	Hickle	Lundene	Rundle
Christensen, H.	Hillebrand	McGauvran	Schindler
Christensen, R.	Hilleboe	Marsden	Scofield
Dornacker	Jacob	Martinson	Solberg
Dotzenrod	Jacobson	Matheny	Stoltenow
Eagles	Jenkins	Mertens	Stone
Erickson	Johnson, H.	Meyer	Streibel
Fleming	Johnson, K.	Miedema	Strinden
Freborg	Kermott	Murphy	Timm
Froeber	Kingsbury	Nermyr	Tinjum
Gackle	Kloubec	Olin	Tweten
Garnas	Knudson	Olson	Vander Vorst
Gengler	LaGrave	Opedahl	Watkins
Gronneberg	Langley	Orange	Wilkie
Gunderson	Larson	Peterson	Winge
Hartl	Laske	Rau	Winkjer
Haugland	Laughlin	Raymond	Mr. Speaker

Those voting in the negative were:

Austin	Hausauer, A.	Kretschmar	Wagner
Dick	Jaeger	Lang	Welder
Grubb			

Absent and not voting:

Ganser	Metzger	Thorsgard	Weber
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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. 2318 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2335. A Bill for an Act to provide for the salary of the clerk of the district court; and to amend and reenact subsections 1 and 2 of section 11-10-10 and section 11-15-03.1 of the North Dakota Century Code, relating to the compensation of sheriffs and other elected county officials.

Which has been read.

Rep. Strinden moved that Senate Bill No. 2335 be re-referred to the Committee on Political Subdivisions, which motion was subsequently withdrawn.

Rep. Strinden requested unanimous consent to amend Senate Bill No. 2335, which request was not granted.

Rep. Strinden then moved that Senate Bill No. 2335 be re-referred to the Committee Political Subdivisions, which motion prevailed.

Senate Bill No. 2380. A Bill for an Act to create and enact a new section to chapter 40-57.1 and to amend and reenact section 40-57.1-02 of the North Dakota Century Code, relating to tax exemptions for new industries.

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, 98; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
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Austin	Hausauer, A.	Lee	Rivinius
Backes	Hendrickson	Leibhan	Royse
Backlin	Hensrud	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Welder
Gengler	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker
Hartl	Laske		

Absent and not voting:

Hausauer, L. Orange Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2380 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2393. A Bill for an Act to amend and reenact Section 46-05-03 of the North Dakota Century Code relating to the fees to be paid for the publication of legal 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, 98; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royse
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hensrud	Livingston	Rundle
Berg	Hentges	Lodoen	Schindler
Bridston	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Metzger	Strinden
Eagles	Jaeger	Meyer	Thorsgard
Erickson	Jenkins	Miedema	Timm
Fleming	Johnson, H.	Murphy	Tinjum
Freborg	Johnson, K.	Nermyr	Tweten
Froeber	Kermott	Olin	Vander Vorst
Gackle	Kingsbury	Olson	Wagner
Ganser	Kloubec	Opedahl	Watkins
Garnas	Knudson	Orange	Welder
Gengler	Kretschmar	Peterson	Wilkie
Gronneberg	LaGrave	Rau	Winge

Grubb	Lang	Raymond	Winkjer
Gunderson	Langley	Reimers	Mr. Speaker
Hartl	Larson		

Those voting in the negative were:
Laughlin Mertens

Absent and not voting:
Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2393 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2400. A Bill for an Act to provide for a severance tax upon coal; to provide procedures for the imposition, collection, and administration of such tax; to provide for a trust fund and for the allocation of the interest from such fund to counties; 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, 83; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Laske	Rice
Austin	Hendrickson	Laughlin	Rivinius
Backes	Hensrud	Lee	Royse
Bassingthwaite	Hentges	Leibhan	Rundle
Berg	Herman	Linderman	Schindler
Bridston	Hickle	Livingston	Scofield
Christensen, R.	Hildebrand	Lodoen	Solberg
Dick	Jacob	Lundene	Stoltenow
Dornacker	Jacobson	McGauvran	Stone
Dotzenrod	Jenkins	Matheny	Streibel
Erickson	Johnson, H.	Mertens	Strinden
Fleming	Johnson, K.	Meyer	Thorsgard
Freborg	Kermott	Miedema	Timm
Froeber	Kingsbury	Murphy	Tinjum
Gackle	Kloubec	Olin	Tweten
Ganser	Knudson	Olson	Welder
Gengler	Kretschmar	Opedahl	Wilkie
Gronneberg	LaGrave	Orange	Winge
Grubb	Lang	Peterson	Winkjer
Gunderson	Langley	Rau	Mr. Speaker
Hartl	Larson	Raymond	

Those voting in the negative were:

Backlin	Haugland	Marsden	Rued
Christensen, H.	Hausauer, A.	Martinson	Vander Vorst
Eagles	Hilleboe	Metzger	Wagner
Garnas	Jaeger	Nermyr	Watkins

Absent and not voting:
Reimers Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2400 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS
Senate Concurrent Resolution No. 4033. A Concurrent Resolution commending the rural electric and rural telephone cooperatives for

their significant and long-standing contributions to the social and economic development of North Dakota by virtue of providing dependable and low cost electric and telephone service to all areas regardless of density and load area factors, and thereby contributing an important and strategic part in the effort to stem the forced migration of rural citizens to urban areas.

Was read the second time.

The question being on the final adoption of the resolution, as amended.

So the Senate Concurrent Resolution was lost on a voice vote.

MOTIONS

Rep. Reimers moved that the House reconsider its action by which the House did not concur in the Senate amendments to House Bill No. 1002, and that the Conference Committee be dissolved, which motion prevailed.

Rep. Reimers moved that the House concur in the Senate amendments to House Bill No. 1002, which motion prevailed.

Rep. Reimers moved that the rules be suspended, and House Bill No. 1002 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1002. 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, 96; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Reimers
Austin	Haugland	Laughlin	Rivinius
Backes	Hausauer, A.	Lee	Royse
Backlin	Hausauer, L.	Leibhan	Rued
Bassingthwaite	Hendrickson	Linderman	Rundle
Berg	Hensrud	Livingston	Schindler
Bridston	Herman	Lodoen	Scofield
Christensen, H.	Hickle	Lundene	Solberg
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Hilleboe	Martinson	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Strinden
Eagles	Jenkins	Metzger	Thorsgard
Erickson	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Tweten
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Knudson	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Opedahl	Welder
Gengler	LaGrave	Orange	Wilkie
Gronneberg	Lang	Peterson	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker

Those voting in the negative were:

Jaeger Rice

Absent and not voting:

Hentges McGauvran 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. 1002

was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Lee: "Mr. Speaker:

"I rise on a point of personal privilege.

"I have just received a copy of the new 1973 Highway Map. It isn't too long ago in this body we gave a resounding defeat to the slogan 'Rough Rider State.' The new highway map states 'Rough Rider Country.' Most of the pictures on the inside have to do with cowboys and buffaloes and a certain hotel in the western part of the state with a very visible identification. It gives very little recognition to the Peace Garden. It mentions Devils Lake, but barely mentions Ft. Totten. It barely mentions other portions of the state. We would like to be known as the 'Peace Garden State' and I think the Traffic Department could do a little better job of publicizing the Peace Garden, and devote less time to the Rough Rider slogan and the Rough Rider area."

POINT OF PERSONAL PRIVILEGE

Rep. Hildebrand: "Mr. Speaker, Ladies and Gentlemen:

"I rise on a point of personal privilege.

"When the vote on Senate Bill No. 2035 was taken, I was off the floor at a meeting. Even though this bill passed by a vote of 74 to 35, I would like my opposition to its passage registered."

POINT OF PERSONAL PRIVILEGE

Rep. Mertens: "Mr. Speaker:

"I rise on a point of personal privilege.

"When Senate Bill No. 2035 was acted on, I was in a meeting of the Appropriations Committee, but had I been here, I would have voted no on that Senate bill."

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4068. A Concurrent Resolution requesting the Director of Institutions to evaluate the teaching programs at Marmot High School as they relate to the public school system.

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.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4068 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Concurrent Resolution No. 4069. A Concurrent Resolution requesting the Congress of the United States to propose an amendment to the United States Constitution for ratification by the states which will guarantee the right of the unborn human to life throughout is intrauterine development subordinate only to saving the life of the mother, and will guarantee that no human life shall be denied protection of law or deprived of life on account of age, sickness, or condition of dependency.

Was read the second time.

Rep. Grubb requested a recorded roll call vote.

ROLL CALL

The question being on the final adoption of the resolution, as

amended, the roll was called and there were ayes, 84; nays, 12; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Grubb	Lee	Raymond
Austin	Gunderson	Leibhan	Reimers
Backes	Hartl	Linderman	Rice
Backlin	Haugland	Livingston	Rivinius
Bassingthwaite	Hausauer, A.	Lundene	Royse
Berg	Hentges	McGauvran	Rued
Bridston	Hickle	Marsden	Rundle
Christensen, H.	Hildebrand	Martinson	Schindler
Christensen, R.	Jacobson	Matheny	Scofield
Dick	Jaeger	Mertens	Solberg
Dornacker	Johnson, H.	Metzger	Stoltenow
Dotzenrod	Johnson, K.	Meyer	Streibel
Erickson	Kermott	Miedema	Timm
Fleming	Kingsbury	Murphy	Tinjum
Freborg	Kretschmar	Nermyr	Tweten
Froeber	LaGrave	Olin	Vander Vorst
Gackle	Lang	Olson	Wagner
Ganser	Langley	Opedahl	Welder
Garnas	Larson	Orange	Wilkie
Gengler	Laske	Peterson	Winge
Gronneberg	Laughlin	Rau	Winkjer

Those voting in the negative were:

Eagles	Herman	Kloubec	Strinden
Hendrickson	Hilleboe	Lodoen	Watkins
Hensrud	Jacob	Stone	Mr. Speaker

Absent and not voting:

Hausauer, L.	Knudson	Thorsgard	Weber
Jenkins			

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4069 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Concurrent Resolution No. 4072. A Concurrent Resolution urging the Congress to ensure reinstatement of all subsidized and interest credit Farmers Home Administration Programs for the elderly and low-to-moderate income citizens of rural America.

Was read the second time.

Rep. Dornacker requested a recorded roll call vote.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 65; nays, 32; absent and not voting, 4.

Those voting in the affirmative were:

Austin	Hickle	Linderman	Rau
Backes	Hildebrand	Livingston	Reimers
Bassingthwaite	Hilleboe	Lodoen	Rice
Berg	Jacob	Lundene	Royse
Dick	Jacobson	McGauvran	Rundle
Dornacker	Jaeger	Marsden	Schindler
Dotzenrod	Jenkins	Matheny	Scofield
Eagles	Johnson, H.	Mertens	Solberg
Fleming	Johnson, K.	Meyer	Streibel
Gackle	Kingsbury	Miedema	Tinjum
Gengler	Kloubec	Murphy	Tweten
Gronneberg	Knudson	Nermyr	Vander Vorst
Grubb	Kretschmar	Olin	Wilkie

Gunderson	LaGrave	Olson	Winge
Haugland	Langley	Opedahl	Winkjer
Hausauer, A.	Laughlin	Orange	Mr. Speaker
Herman			

Those voting in the negative were:

Atkinson	Garnas	Laske	Rued
Backlin	Hartl	Lee	Stoltenow
Bridston	Hausauer, L.	Leibhan	Stone
Christensen, H.	Hendrickson	Martinson	Strinden
Christensen, R.	Hentges	Metzger	Timm
Erickson	Kermott	Peterson	Wagner
Freborg	Lang	Raymond	Watkins
Froeber	Larson	Rivinius	Welder

Absent and not voting:

Ganser	Hensrud	Thorsgard	Weber
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So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4072 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Fleming for the introduction of a House Concurrent Resolution, which request has been approved.

REP. STREIBEL, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Rep. Fleming, through the Committee on Delayed Bills, introduced:

House Concurrent Resolution No. 3091. A Concurrent Resolution urging the Commissioner of Insurance to rescind his order prohibiting claim-free credits on crop hail insurance policies.

Was read the first time and referred to the Committee on Industry, Business and Labor.

REPORT OF CONFERENCE COMMITTEES

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 pertaining to page 2, lines 16 through 22; that the House accede to the Senate amendments with the exception of page 2, lines 16 through 22 and that House Bill No. 1030 be further amended as follows:

On page 2, delete lines 16 through 22 and insert in lieu thereof:

"SECTION 4. EXECUTIVE DIRECTOR OF DIVISION OF VOCATIONAL REHABILITATION — DUTIES — RELATIONSHIP OF DEPARTMENT TO STATE BOARD.) The state board shall be responsible for vocational rehabilitation. 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 the division of vocational rehabilitation, with the approval of the state board."

And renumber the lines accordingly.

For the Senate:
Senator Tweten

Senator Kautzmann
 Senator Peterson

For the House:
 Rep. Strinden
 Rep. Eagles
 Rep. Laughlin

Rep. Strinden moved that the report be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that the rules be suspended, and the amendments to House Bill No. 1030, as amended in Conference Committee, be adopted, and that House Bill No. 1030 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1030. A Bill for an Act to transfer the responsibility for the state division of vocational rehabilitation from the state board of public school education to the social service board of North Dakota; and to amend and reenact sections 15-20.1-01, 15-20.1-04, 15-20.1-05, and 15-20.1-21, relating to the division of vocational rehabilitation; and to repeal sections 15-20.1-12, 15-20.1-13, 15-20.1-14, 15-20.1-15, 15-20.1-16, 15-20.1-17, 15-20.1-18, 15-20.1-19, and 15-20.1-20 of the North Dakota Century Code, relating to the division of vocational rehabilitation under the board of public school 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, 12; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Raymond
Austin	Hausauer, A.	Laughlin	Reimers
Backes	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hensrud	Linderman	Royse
Berg	Hentges	Livingston	Rued
Bridston	Herman	Lodoen	Schindler
Christensen, R.	Hickle	Lundene	Scotfield
Dick	Hildebrand	McGauvran	Solberg
Dornacker	Hilleboe	Martinson	Stone
Dotzenrod	Jacob	Matheny	Streibel
Eagles	Jacobson	Mertens	Strinden
Erickson	Jenkins	Meyer	Timm
Fleming	Johnson, H.	Miedema	Tinjum
Freborg	Johnson, K.	Murphy	Tweten
Ganser	Kermott	Nermyr	Vander Vorst
Garnas	Kingsbury	Olin	Watkins
Gengler	Kloubec	Olson	Wilkie
Gronneberg	Kretschmar	Opedahl	Winge
Grubb	LaGrave	Orange	Winkjer
Gunderson	Lang	Peterson	Mr. Speaker
Hartl	Langley	Rau	

Those voting in the negative were:

Christensen, H.	Jaeger	Marsden	Stoltenow
Froeber	Knudson	Metzger	Wagner
Gackle	Laske	Rundle	Welder

Absent and not voting:
 Thorsgard
 Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1030 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1009. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota and which are under the supervision of the commissioner of agriculture.

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, 6; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Raymond
Austin	Hausauer, A.	Laughlin	Reimers
Backes	Hausauer, L.	Lee	Rice
Backlin	Hendrickson	Leibhan	Rivinius
Bassingthwaite	Hensrud	Linderman	Royse
Berg	Herman	Livingston	Rued
Bridston	Hickle	Lodoen	Rundle
Christensen, H.	Hildebrand	McGauvran	Schindler
Christensen, R.	Hilleboe	Marsden	Scofield
Dick	Jacob	Martinson	Solberg
Dornacker	Jacobson	Matheny	Stoltenow
Dotzenrod	Jenkins	Mertens	Stone
Eagles	Johnson, H.	Metzger	Streibel
Erickson	Johnson, K.	Meyer	Thorsgard
Fleming	Kermott	Miedema	Timm
Freborg	Kingsbury	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Gackle	Knudson	Olin	Vander Vorst
Ganser	Kretschmar	Olson	Wagner
Garnas	LaGrave	Opedahl	Welder
Gronneberg	Lang	Orange	Wilkie
Grubb	Langley	Peterson	Winge
Gunderson	Larson	Rau	Mr. Speaker

Those voting in the negative were:

Gengler	Jaeger	Watkins	Winkjer
Hentges	Lundene		

Absent and not voting:

Haugland	Strinden	Weber
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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. 1009 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 1017. A Bill for an Act making an appropriation for the construction of a Heritage Center.

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, 3; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hartl	Larson	Rau
Austin	Haugland	Laske	Raymond
Backes	Hausauer, A.	Laughlin	Reimers
Backlin	Hausauer, L.	Lee	Rice
Bassingthwaite	Hendrickson	Leibhan	Rivinius
Berg	Hensrud	Linderman	Royse
Bridston	Hentges	Livingston	Rued

Christensen, H.	Herman	Lodoen	Rundle
Christensen, R.	Hickle	Lundene	Schindler
Dick	Hildebrand	McGauvran	Solberg
Dornacker	Hilleboe	Marsden	Stoltenow
Dotzenrod	Jacob	Martinson	Stone
Eagles	Jacobson	Matheny	Streibel
Erickson	Jenkins	Mertens	Thorsgard
Fleming	Johnson, H.	Metzger	Timm
Freborg	Johnson, K.	Meyer	Tinjum
Froeber	Kermott	Miedema	Tweten
Gackle	Kingsbury	Murphy	Vander Vorst
Ganser	Kloubec	Nermyr	Wagner
Garnas	Knudson	Olin	Watkins
Gengler	Kretschmar	Olson	Welder
Gronneberg	LaGrave	Opedahl	Wilkie
Grubb	Lang	Orange	Winge
Gunderson	Langley	Peterson	Mr. Speaker

Those voting in the negative were:

Jaeger Scofield Winkjer

Absent and not voting:

Strinden Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1017 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2294

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 Bill No. 2294

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2312

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2294

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3090

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2027
 Senate Bill No. 2028
 Senate Bill No. 2035
 Senate Bill No. 2108
 Senate Bill No. 2125
 Senate Bill No. 2177
 Senate Bill No. 2183
 Senate Bill No. 2189
 Senate Bill No. 2223
 Senate Bill No. 2283

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 2002. A Bill for an Act making an appropriation for defraying expenses of the extension division and the experiment stations of the 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, 82; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hentges	Linderman	Rivinius
Austin	Herman	Livingston	Royse
Backlin	Hickle	Lodoen	Rued
Bassingthwaite	Hildebrand	McGauvran	Rundle
Berg	Hilleboe	Marsden	Schindler
Bridston	Jacob	Martinson	Scotfield
Christensen, R.	Jacobson	Matheny	Solberg
Dick	Jenkins	Mertens	Stoltenow
Dornacker	Johnson, H.	Meyer	Streibel
Dotzenrod	Johnson, K.	Miedema	Strinden
Eagles	Kermott	Murphy	Thorsgard
Erickson	Kingsbury	Nermyr	Tinjum
Fleming	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Ganser	LaGrave	Opedahl	Wagner
Garnas	Lang	Orange	Watkins
Gronneberg	Langley	Peterson	Welder
Haugland	Larson	Rau	Winge
Hausauer, A.	Laske	Raymond	Winkjer
Hausauer, L.	Laughlin	Reimers	Mr. Speaker
Hendrickson	Leibhan		

Those voting in the negative were:

Christensen, H.	Gunderson	Kretschmar	Rice
Freborg	Hartl	Lee	Stone
Gackle	Hensrud	Lundene	Timm
Gengler	Jaeger	Metzger	Wilkie
Grubb			

Absent and not voting:

Backes Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2002 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 2004. A Bill for an Act making an appropriation for defraying the expenses of various divisions thereof of the state

of North Dakota and which are under the supervision of the director of accounts and purchases.

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, 8.

Those voting in the affirmative were:

Atkinson	Haugland	Larson	Rice
Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Royse
Backlin	Hendrickson	Leibhan	Rued
Berg	Hensrud	Linderman	Rundle
Bridston	Hentges	Livingston	Schindler
Christensen, H.	Herman	Lundene	Scofield
Christensen, R.	Hickle	McGauvran	Solberg
Dick	Hildebrand	Marsden	Stoltenow
Dornacker	Hilleboe	Martinson	Stone
Eagles	Jacob	Mertens	Streibel
Erickson	Jacobson	Metzger	Strinden
Fleming	Jenkins	Miedema	Thorsgard
Freborg	Johnson, H.	Murphy	Timm
Froeber	Johnson, K.	Nermyr	Tinjum
Gackle	Kermott	Olin	Tweten
Ganser	Kingsbury	Olson	Vander Vorst
Garnas	Kloubec	Opedahl	Wagner
Gengler	Knudson	Orange	Wilkie
Gronneberg	Kretschmar	Rau	Winge
Grubb	LaGrave	Raymond	Winkjer
Gunderson	Lang	Reimers	Mr. Speaker
Hartl	Langley		

Those voting in the negative were:

Jaeger Matheny Meyer

Absent and not voting:

Bassingthwaite	Laske	Peterson	Weber
Dotzenrod	Lodoen	Watkins	Welder

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 TO THE SENATE
House Chamber

Mr. President: I have the honor to inform you that the House has reconsidered its action by which it refused to concur in the Senate Amendments to House Bill No. 1002, and discharged the Conference Committee appointed, and now concurs in the Senate amendments to House Bill No. 1002.

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Atkinson moved that the House reconsider its action by which it defeated House Bill No. 1392, which motion prevailed.

Rep. Atkinson moved that the House reconsider its action by which it concurred on the Senate amendments to House Bill No. 1392, which motion prevailed.

Rep. Atkinson moved that House Bill No. 1392 be re-referred to the Committee on Education, which motion prevailed.

Rep. Hilleboe moved that the House reconsider the action by which House Bill No. 1054 was passed, which motion prevailed.

Rep. Hilleboe moved that the House reconsider its action by

which it concurred in the Senate amendments to House Bill No. 1054, which motion prevailed.

Rep. Hilleboe moved that the House do not concur on the Senate amendments to House Bill No. 1054, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following Conference Committee:

House Bill No. 1054:

Rep. A. Hausauer

Rep. Kloubec

Rep. Linderman

SECOND READING OF SENATE BILLS

Senate Bill No. 2006. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof 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, 90; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rice
Austin	Hendrickson	Linderman	Rivinius
Backlin	Hensrud	Livingston	Royse
Bassingthwaite	Hentges	Lodoen	Rued
Berg	Herman	Lundene	Rundle
Bridston	Hickle	McGauvran	Schindler
Christensen, H.	Hilleboe	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Solberg
Dick	Jacobson	Matheny	Stoltenow
Dornacker	Jenkins	Mertens	Stone
Dotzenrod	Johnson, H.	Metzger	Streibel
Eagles	Kermott	Meyer	Strinden
Erickson	Kingsbury	Miedema	Timm
Froeber	Kloubec	Murphy	Tinjum
Gackle	Knudson	Nermyr	Tweten
Ganser	Kretschmar	Olin	Vander Vorst
Garnas	LaGrave	Olson	Wagner
Gengler	Lang	Opedahl	Watkins
Gronneberg	Langley	Orange	Wilkie
Grubb	Larson	Rau	Winge
Hartl	Laske	Raymond	Winkjer
Haugland	Laughlin	Reimers	Mr. Speaker
Hausauer, A.	Lee		

Those voting in the negative were:

Fleming Jaeger

Absent and not voting:

Backes	Hildebrand	Peterson	Weber
Freborg	Johnson, K.	Thorsgard	Welder
Gunderson			

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.

Senate Bill No. 2008. A Bill for an Act making an appropriation for defraying the expenses of 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, 89; nays, 6; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Reimers
Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Leibhan	Royse
Bassingthwaite	Hendrickson	Linderman	Rued
Bridston	Hensrud	Livingston	Schindler
Christensen, H.	Hentges	Lodoen	Scofield
Christensen, R.	Herman	Lundene	Solberg
Dick	Hickle	McGauvran	Stoltenow
Dornacker	Hildebrand	Marsden	Stone
Dotzenrod	Jacob	Martinson	Streibel
Eagles	Jacobson	Mertens	Thorsgard
Erickson	Johnson, H.	Metzger	Timm
Fleming	Johnson, K.	Meyer	Tinjum
Freborg	Kermott	Miedema	Tweten
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olin	Watkins
Ganser	Kretschmar	Olson	Welder
Garnas	LaGrave	Opedahl	Wilkie
Gengler	Lang	Orange	Wing
Gronneberg	Langley	Rau	Winkjer
Grubb	Larson	Raymond	Mr. Speaker
Gunderson			

Those voting in the negative were:

Jaeger	Matheny	Rundle	Vander Vorst
Knudson	Murphy		

Absent and not voting:

Berg	Jenkins	Strinden	Weber
Hilleboe	Peterson		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2008 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2010. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, 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, 4; absent and not voting, 11.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rivinius
Austin	Hendrickson	Leibhan	Royse
Backes	Hentges	Linderman	Rued
Backlin	Herman	Livingston	Schindler
Bassingthwaite	Hickle	Lodoen	Scofield
Berg	Hildebrand	Lundene	Solberg
Bridston	Hilleboe	Marsden	Stoltenow
Christensen, H.	Jacob	Martinson	Stone
Christensen, R.	Jacobson	Matheny	Streibel
Dick	Jenkins	Mertens	Thorsgard
Dotzenrod	Johnson, H.	Metzger	Timm
Eagles	Johnson, K.	Meyer	Tinjum
Fleming	Kermott	Nermyr	Tweten

Freborg	Kingsbury	Olin	Vander Vorst
Froeber	Kloubec	Opedahl	Wagner
Gackie	Knudson	Orange	Watkins
Ganser	LaGrave	Peterson	Welder
Garnas	Lang	Rau	Wilkie
Gengler	Langley	Raymond	Winge
Gunderson	Larson	Reimers	Winkjer
Hartl	Laske	Rice	Mr. Speaker
Hausauer, A.	Laughlin		

Those voting in the negative were:

Grubb	Jaeger	McGauvran	Murphy
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Absent and not voting:

Dornacker	Haugland	Miedema	Strinden
Erickson	Hensrud	Olson	Weber
Gronneberg	Kretschmar	Rundle	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2010 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. 1538 be returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Streibel requested permission to withdraw House Bill No. 1538. There being no objection, it was so ordered by the Speaker.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

Byron L. Dorgan

STATE TAX COMMISSIONER

State of North Dakota
State Capitol Building
Bismarck, N. Dak. 58501

March 12, 1973

The Honorable Bryce Streibel
State Representative
State Capitol
Bismarck, N. D. 58501

Dear Representative Streibel:

After a series of meetings today, Northwest Airlines and Trailer Train Company have both consented to withdraw a portion of their lawsuits which challenge the levels of assessment in North Dakota.

This action relieves the clear and present danger of local governments losing \$9 million dollars during the next biennium as a result of the state losing a lawsuit of this kind.

Accordingly, it would be my recommendation that you withdraw House Bill No. 1538.

Sincerely,
Byron L. Dorgan
TAX COMMISSIONER
BLD/pjs

SECOND READING OF SENATE BILLS

Senate Bill No. 2011. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, 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, 88; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rivinius
Austin	Hendrickson	Linderman	Royse
Backlin	Hensrud	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Hilleboe	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dornacker	Jenkins	Mertens	Strinden
Dotzenrod	Johnson, H.	Metzger	Thorsgard
Eagles	Johnson, K.	Meyer	Timm
Erickson	Kermott	Miedema	Tinjum
Fleming	Kingsbury	Nermyr	Tweten
Froeber	Kloubec	Olin	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Garnas	LaGrave	Orange	Watkins
Gengler	Lang	Peterson	Welder
Grubb	Langley	Rau	Wilkie
Gunderson	Larson	Raymond	Winge
Haugland	Laske	Reimers	Winkjer
Hausauer, A.	Laughlin	Rice	Mr. Speaker

Those voting in the negative were:

Freborg	Jaeger	Murphy
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Absent and not voting:

Backes	Hartl	Lee	Rundle
Ganser	Jacobson	Olson	Weber
Gronneberg	Kretschmar		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2011 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2012. A Bill for an Act making an appropriation for defraying the expenses of the North Dakota social service 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, 94; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Leibhan	Rivinius
Austin	Hendrickson	Linderman	Royse
Backlin	Hensrud	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Berg	Herman	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Hilleboe	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Eagles	Jenkins	Metzger	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Tweten
Gackle	Kloubec	Olin	Vander Vorst

Ganser	Knudson	Opedahl	Wagner
Garnas	LaGrave	Orange	Watkins
Gengler	Lang	Peterson	Welder
Grubb	Langley	Rau	Wilkie
Gunderson	Larson	Raymond	Winge
Hartl	Laske	Reimers	Winkjer
Haugland	Laughlin	Rice	Mr. Speaker
Hausauer, A.	Lee		

Those voting in the negative were:

Dotzenrod Jaeger

Absent and not voting:

Backes Kretschmar Olson Weber
Gronneberg

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2012 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 2033 and the President has appointed as a Conference Committee to act with a like committee from the House:

On Senate Bill No. 2033:

Senator Holand
Senator Jones
Senator Barth

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as conference committees to act with a like committees from the House, on House Bills Nos. 1001, 1002, 1004, 1005, 1015, 1350, and 1351.

On House Bill No. 1001:

Senator Melland
Senator Thane
Senator Erdman

On House Bill No. 1002:

Senator Strinden
Senator Coughlin
Senator Larson

On House Bill No. 1004:

Senator C. Schultz
Senator Page
Senator Larson

On House Bill No. 1005:

Senator Longmire
Senator Wenstrom
Senator Erdman

On House Bill No. 1015:

Senator Lips
Senator Naaden
Senator Pyle

On House Bill No. 1350:

Senator Tweten
Senator Nasset
Senator Hoffner

On House Bill No. 1351:
 Senator Fritzell
 Senator Sandness
 Senator Redlin

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered its action by which it refused to concur in the House Amendments to Senate Bill No. 2356, and discharged the Conference Committee appointed, and now concurs in the House amendments to Senate Bill No. 2356.

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 2015. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota; and authorizing the state laboratories department to issue revenue bonds, the proceeds of which are appropriated for construction of a department building, and appropriating funds for amortizing 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, 91; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Rice
Austin	Hendrickson	Leibhan	Rivinius
Backes	Hensrud	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Solberg
Christensen, R.	Hilleboe	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jenkins	Mertens	Strinden
Erickson	Johnson, H.	Meyer	Thorsgard
Fleming	Johnson, K.	Miedema	Timm
Freborg	Kermott	Murphy	Tinjum
Gackle	Kingsbury	Nermyr	Tweten
Ganser	Kloubec	Olin	Vander Vorst
Garnas	Knudson	Olson	Wagner
Gengler	Kretschmar	Opedahl	Watkins
Gronneberg	LaGrave	Orange	Wilkie
Grubb	Lang	Peterson	Winge
Gunderson	Langley	Rau	Winkjer
Haugland	Larson	Raymond	Mr. Speaker
Hausauer, A.	Laughlin	Reimers	

Those voting in the negative were:

Backlin	Hartl	Laske	Rued
Froeber	Jaeger	Metzger	Welder

Absent and not voting:

Eagles Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2015 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE
 Senate Chamber

Mr. Speaker: I have the honor to transmit:
Senate Concurrent Resolution No. 4078
Which the Senate has passed and your favorable consideration
is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1535
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1014
House Bill No. 1049
House Bill No. 1102
House Bill No. 1420
House Bill No. 1489
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1014

On page 1, line 20, delete the figure "51,400" and insert in lieu thereof the figure "52,550"

On page 1, line 21, delete the figure "52,500" and insert in lieu thereof the figure "51,350"

On page 2, line 4, delete the figure "1,732,306" and insert in lieu thereof the figure "1,782,306"

On page 2, line 14, delete the figure "3,716,404" and insert in lieu thereof the figure "3,766,404"

On page 2, line 32, delete the figure "5,300,000" and insert in lieu thereof the figure "5,320,000"

On page 2, line 35, delete the figure "5,535,725" and insert in lieu thereof the figure "5,555,725"

On page 3, line 2, delete the figure "535,725" and insert in lieu thereof the figure "555,725"

On page 3, line 3, delete the figure "1,275,699" and insert in lieu thereof the figure "1,295,699"

On page 3, line 4, delete the figure "8,906,404" and insert in lieu thereof the figure "8,956,404"

On page 3, line 5, delete the figure "10,182,103" and insert in lieu thereof the figure "10,252,103"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of the amendment to salaries and wages in the Game and Fish Department to raise the level of pay for enforcement people in the department to that of other enforcement people in state government. It is the intent of the amendment to the grants, benefits and claims line item of the State Outdoor Recreation Agency to allow \$20,000 to be used at Medora for matching funds to allow construction of a recreational facility for public use at Medora.

PROPOSED AMENDMENTS TO
HOUSE BILL No. 1049

On page 1, line 11 of the engrossed bill, after the "semicolon" delete the remainder of the line

On page 1, line 12, delete the words "relating to judicial retirement salary;"

On page 2, line 2, after the word "Act" insert the words "and each former judge of the Supreme or district court, not receiving judicial retirement salary,"

On page 2, line 3, after the word "participate" delete the comma

On page 2, line 4, delete the words "during his remaining period of judicial service," and after the word "a" insert "judicial"

On page 2, line 5, after the "period" insert the words "This option shall cease to be available and may not be exercised after June 30, 1975."

On page 3, delete all of lines 8 through 35

On page 4, delete all of lines 1 through 35

On page 5, delete all of lines 1 through 8

On page 5, delete all of lines 20 through 35

On page 6, delete all of lines 1 through 5

On page 11, line 23, after the word "under" delete "sections" and insert in lieu thereof "section" and after the numeral "1" delete "and 2"

On page 11, line 24, after the word "Act" insert a "period" and delete the remainder of the line

On page 11, delete all of lines 25 through 33

On page 11, line 34, delete the words "date of this Act, as the case may be."

On page 12, line 3, after the word "judges" delete "transfer into the public" and insert in lieu thereof "elect to withdraw"

On page 12, line 4, delete the words "employees' retirement system" and after the word "to" delete "sections" and insert in lieu thereof the word "section" and after the numeral "1" delete "or 2"

On page 12, line 5, after the word "Act" delete the "comma" and the remainder of the line

On page 12, delete all of line 6

On page 12, line 7 delete the word "judge"

On page 12, line 17, after the "period" delete the remainder of the line

On page 12, delete all of lines 18 through 22

On page 12, line 27, after the word "judges" insert "and future payments to judges serving on July 1, 1973,"

Renumber pages, lines and sections accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1102

On page 1, line 1 of the engrossed bill, delete the word "section" and insert in lieu thereof the word "sections" and after the number "58-05-02" insert the following: "and 58-05-18"

On page 1, line 2 of the engrossed bill, delete the words "townships abolishing" and insert in lieu thereof the following language: "the office of township assessor and authorizing townships to contract for the performance of the duties of the assessor."

On page 1 of the engrossed bill, delete lines 3, 4 and 5

On page 1, line 14 of the engrossed bill delete the following:

"- ABOLISHING ASSESSOR'S OFFICE - CONTRACTING FOR ASSESSMENT"

On page 2, line 9 of the engrossed bill, delete the word "abolishing" and insert in lieu thereof the word "making"

On page 2, line 10 of the engrossed bill, after the word "assessor" and before the comma insert the word "appointive"

On page 2, line 10 of the engrossed bill, delete the words "such office shall thereby be abolished. Once abolished," and insert in lieu thereof the following language:

"the board of township supervisors shall appoint a township assessor for a four year term of office, the first term commencing on January 1, 1974. In lieu of electing or appointing a township assessor, the board of township supervisors, if authorized by a majority of the electors present and voting at an annual township meeting, may on behalf of the township contract with the county in which the township is located or with any other political subdivision or with any individual to perform the duties of and have the powers of the township assessor. The length and terms of such a contract shall be negotiated by the board of township supervisors with the governing body of the county or other political subdivision or with the individual, as the case may be, and the township is hereby authorized to make such payments as may be provided for in the contract. The electors of any township in which the office of township assessor was abolished prior to July 1, 1973, shall, at the next annual township meeting, elect a township assessor or authorize the board of township supervisors to appoint a township assessor or to contract for the making of the assessment as hereinbefore provided. The township electors may by majority vote of those present and voting at an annual township meeting change the previously adopted method of providing for the assessment to either of the other two methods authorized in this section but such change shall not become effective until expiration of the term of office of the assessor or until a vacancy occurs in the office of assessor or until expiration of the contract for making the assessments, whichever is applicable according to the method of providing for the assessment that was previously adopted.

SECTION 2. AMENDMENT.) Section 58-05-18 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

58-05-18. WHEN COUNTY AUDITOR TO APPOINT TOWNSHIP ASSESSOR.) If a township assessor is elected or appointed and fails or refuses to qualify or to discharge the duties of his office, or if the electors of a township have provided that the assessor shall be elected but fail for any reason to elect an assessor, and the board of township supervisors and the board of county commissioners fail or refused to appoint such officer for the township on or before the fifteenth day of April of the year for which he is to serve or if the electors of a township have authorized the assessment to be contracted for as provided in section 58-05-02 and the board of township supervisors fails or refuses to enter into such a contract by the fifteenth day of April, the county auditor shall appoint an ((elector of)) assessor for the township ((to such office)).

On page 2 of the engrossed bill, delete lines 11 through 26

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1420

On page 25, line 26 of the engrossed bill insert beginning triple parentheses before "that" and insert ending triple parentheses after "has" and insert in lieu thereof "of having"

On page 25, line 27 insert beginning triple parentheses after "years" and insert ending triple parentheses after "she" and insert in lieu thereof "and"

And renumber the lines accordingly.

PROPOSED AMENDMENTS TO HOUSE BILL No. 1489

On page 1, line 1 of the engrossed bill, delete everything after the word "Act", delete the remainder of the bill, and insert in lieu thereof the following: "to amend and reenact sections 61-16-22 and 61-16-23 of the 1971 Supplement to the North Dakota Century Code, relating to the financing of special improvements in water management districts.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 61-16-22 of the 1971 Supplement to 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 project by issuance of 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))) **if the board of commissioners so determines under 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 protests 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 2. AMENDMENT.) Section 61-16-23 of the 1971 Supplement to 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 project allocated to a county shall exceed fifty thousand dollars, the))) **The resolution of the board of commissioners provided for in section 61-16-22 ((shall)) may state that any deficiency or probable deficiency in the special 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 fund by such general tax levy))) , and the question of whether such general tax levy shall be permitted, shall be included on the ballot of the next countywide election or at a special election called for that purpose.

(((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))) **There shall be no authority to pay any such deficiency or probable deficiency in this special fund by a general tax levy unless the electors of the county or counties included in the district, approve the levy of the tax at the next countywide election or the special election called for such purpose by resolution of the board of commissioners.** 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 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, **but said board of commissioners may nevertheless issue warrants and levy special assessments against land and premises benefited by the project as otherwise provided for in section 61-16-22.**

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."

In the Senate amendments, as printed on page 944 of the Senate Journal, in the second sentence of Section 61-16-22, following the words "proposed project, and," delete the triple parentheses around the words "under conditions specified in" and immediately after delete the following: "**if the board of commissioners so determines under**"

SECOND READING OF SENATE BILLS

Senate Bill No. 2026. A Bill for an Act to provide that personal

property tax replacement allocations to school districts shall be made through the foundation program; to amend and reenact sections 15-40.1-06, 15-40.1-07, 15-40.1-08, 15-40.1-16, 15-40.2-03, and 57-15-14 of the North Dakota Century Code, relating to the foundation program payments, tax levy limitations in school districts, and aid for transportation and tuition payments for school districts; and to repeal section 57-58-02 of the North Dakota Century Code, relating to computation of grants-in-aid to county equalization funds; and providing an appropriation.

Which has been read.

Rep. Knudson requested a call of the House.

Rep. Knudson moved that the Call of the House be dissolved, 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, 63; nays, 37; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Leibhan	Royse
Backes	Hendrickson	Linderman	Rued
Bassingthwaite	Hensrud	Livingston	Scofield
Bridston	Hildebrand	Lodoen	Solberg
Christensen, H.	Jacob	Lundene	Stone
Christensen, R.	Jacobson	McGauvran	Strinden
Dick	Johnson, H.	Martinson	Timm
Dotzenrod	Johnson, K.	Mertens	Tinjum
Erickson	Kermott	Miedema	Vander Vorst
Freborg	Knudson	Murphy	Wagner
Froeber	Kretschmar	Opedahl	Welder
Ganser	LaGrave	Orange	Wilkie
Gengler	Langley	Rau	Winge
Gronneberg	Larson	Raymond	Winkjer
Grubb	Laske	Rice	

Those voting in the negative were:

Backlin	Hentges	Lee	Reimers
Berg	Herman	Marsden	Rundle
Dornacker	Hickle	Matheny	Schindler
Eagles	Hilleboe	Metzger	Stoltenow
Fleming	Jaeger	Meyer	Streibel
Gackle	Jenkins	Nermyr	Thorsgard
Garnas	Kingsbury	Olin	Tweten
Gunderson	Kloubec	Olson	Watkins
Hartl	Lang	Peterson	Mr. Speaker
Hausauer, L.			

Absent and not voting:

Weber

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which Senate Bill No. 2026 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 2096. A Bill for an Act to create and enact subsections 10, 11, and 12 of section 15-65-03 of the North Dakota Century Code, relating to powers and duties of the North Dakota educational broadcasting council; and to repeal section 15-65-04 of the North Dakota Century Code relating to prohibitions placed on the North Dakota educational broadcasting council; and providing an appropriation.

Which has been read.

Rep. Atkinson requested a call of the House.

Rep. Atkinson moved that the call of the House be dissolved, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 59; absent and not voting, 1.

Those voting in the affirmative were:

Atkinson	Gengler	LaGrave	Opedahl
Backes	Haugland	Langley	Orange
Backlin	Hausauer, A.	Laughlin	Rau
Bassingthwaite	Hentges	Leibhan	Raymond
Berg	Hildebrand	Linderman	Royse
Christensen, H.	Hilleboe	Livingston	Tinjum
Dotzenrod	Jacobson	Lundene	Watkins
Eagles	Johnson, H.	McGauvran	Wilkie
Fleming	Kloubec	Martinson	Winge
Froeber	Kretschmar	Mertens	Mr. Speaker
Garnas			

Those voting in the negative were:

Austin	Hensrud	Marsden	Schindler
Bridston	Herman	Matheny	Scofield
Christensen, R.	Hickle	Metzger	Solberg
Dick	Jacob	Meyer	Stoltenow
Dornacker	Jaeger	Miedema	Stone
Erickson	Jenkins	Murphy	Streibel
Freborg	Johnson, K.	Nermyr	Strinden
Gackle	Kermott	Olin	Thorsgard
Ganser	Kingsbury	Olson	Timm
Gronneberg	Knudson	Peterson	Tweten
Grubb	Lang	Reimers	Vander Vorst
Gunderson	Larson	Rice	Wagner
Hartl	Laske	Rivinius	Welder
Hausauer, L.	Lee	Rued	Winkjer
Hendrickson	Lodoen	Rundle	

Absent and not voting:

Weber

So the bill lost.

Senate Bill No. 2256. 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.

MOTIONS

Rep. Kingsbury moved that the House reconsider the action by which the House adopted the Senate amendment to Senate Bill No. 2256, which motion prevailed.

The amendments then before the House on Senate Bill No. 2256 failed on a voice vote.

Rep. Kingsbury moved that Senate Bill No. 2256 be re-referred to the Committee on Appropriations, which motion prevailed.

Senate Bill No. 2074. A Bill for an Act to amend and reenact sections 43-10.1-01, 43-10.1-02, 43-10.1-03, 43-10.1-04, 43-10.1-06, and 43-10.1-07 of the North Dakota Century Code, relating to pre-need funeral 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, 63; nays, 34; absent and not voting, 4.

Those voting in the affirmative were:

Austin	Hendrickson	Laughlin	Schindler
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Backlin	Hensrud	Leibhan	Scofield
Bassingthwaite	Herman	Linderman	Solberg
Bridston	Hickle	Lodoen	Stoltenow
Christensen, H.	Hildebrand	Lundene	Stone
Christensen, R.	Jacob	McGauvran	Streibel
Dornacker	Jacobson	Martinson	Strinden
Eagles	Jaeger	Mertens	Timm
Erickson	Johnson, K.	Metzger	Tinjum
Fleming	Kloubec	Meyer	Vander Vorst
Gackle	Knudson	Orange	Wagner
Garnas	Kretschmar	Raymond	Watkins
Gengler	LaGrave	Rice	Welder
Gronneberg	Lang	Royse	Wilkie
Hausauer, A.	Langley	Rued	Winkjer
Hausauer, L.	Laske	Rundle	

Those voting in the negative were:

Berg	Hentges	Marsden	Peterson
Dick	Hilleboe	Matheny	Rau
Freborg	Jenkins	Miedema	Reimers
Frøeber	Johnson, H.	Murphy	Rivinius
Ganser	Kermott	Nermyr	Thorsgard
Grubb	Kingsbury	Olin	Tweten
Gunderson	Larson	Olson	Winge
Hartl	Lee	Opedahl	Mr. Speaker
Haugland	Livingston		

Absent and not voting:

Atkinson	Backes	Dotzenrod	Weber
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So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which Senate Bill No. 2074 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1314 has had the same under consideration and recommends that the rules be suspended and that the Senate amendments to House Bill No. 1314 be laid on the table.

REP. REIMERS, Chairman

Rep. Jenkins moved that the report be adopted.

MOTIONS

Rep. Dornacker moved a substitute motion that the House do concur on the Senate amendments to House Bill No. 1314.

Rep. Backes requested a recorded roll call vote.

ROLL CALL

The question then was on the substitute motion, the roll was called and there were ayes, 62; nays, 34; absent and not voting, 5.

Those voting in the affirmative were:

Austin	Hildebrand	Linderman	Rivinius
Backes	Jacob	Livingston	Royse
Bassingthwaite	Jacobson	Lundene	Rued
Berg	Jaeger	McGauvran	Rundle
Bridston	Johnson, H.	Mertens	Schindler
Dick	Johnson, K.	Metzger	Scofield
Dornacker	Kermott	Meyer	Solberg
Eagles	Knudson	Murphy	Stone
Fleming	Kretschmar	Olin	Timm
Garnas	LaGrave	Olson	Tinjum
Gengler	Langley	Opedahl	Tweten
Gronneberg	Larson	Orange	Vander Vorst
Haugland	Laske	Peterson	Wilkie

Hendrickson	Laughlin	Rau	Winge
Hensrud	Lee	Rice	Winkjer
Hickle	Leibhan		

Those voting in the negative were:

Christensen, H.	Hartl	Lodoen	Stoltenow
Christensen, R.	Hausauer, L.	Marsden	Streibel
Erickson	Hentges	Martinson	Strinden
Freborg	Herman	Matheny	Thorsgard
Froeber	Hilleboe	Miedema	Watkins
Gackle	Jenkins	Nermyr	Wagner
Ganser	Kingsbury	Raymond	Welder
Grubb	Kloubec	Reimers	Mr. Speaker
Gunderson	Lang		

Absent and not voting:

Atkinson	Dotzenrod	Hausauer, A.	Weber
Backlin			

The motion prevailed.

Rep. Dornacker moved that the rules be suspended, and House Bill No. 1314 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1314. A Bill for an Act to provide for a home-
stead credit; to amend and reenact section 57-02-08.1 of the North
Dakota Century Code, relating to property tax credits for persons
sixty-five years of age or older with limited income; providing for
an appropriation; and providing for an effective date.

Which has been read.

Rep. Hilleboe moved that House Bill No. 1314 be laid over one
legislative day, which motion failed on a division vote.

ROLL CALL

The question being on the final passage of the bill, as amended,
the roll was called and there were ayes, 62; nays, 36; absent and not
voting, 3.

Those voting in the affirmative were:

Austin	Haugland	Laughlin	Rau
Backes	Hausauer, A.	Lee	Rice
Backlin	Hendrickson	Leibhan	Royse
Bassingthwaite	Hensrud	Linderman	Rued
Berg	Hickle	Livingston	Rundle
Bridston	Hildebrand	Lundene	Schindler
Christensen, H.	Jacob	McGauvran	Solberg
Dick	Jacobson	Martinson	Stone
Dornacker	Jaeger	Matheny	Timm
Eagles	Johnson, H.	Mertens	Tinjum
Fleming	Johnson, K.	Meyer	Tweten
Froeber	Kermott	Olson	Watkins
Gackle	Kingsbury	Opedahl	Wilkie
Garnas	LaGrave	Orange	Winge
Gengler	Lang	Peterson	Winkjer
Gronneberg	Langley		

Those voting in the negative were:

Christensen, R.	Herman	Marsden	Scotfield
Erickson	Hilleboe	Metzger	Stoltenow
Freborg	Jenkins	Miedema	Streibel
Ganser	Kloubec	Murphy	Strinden
Grubb	Knudsen	Nermyr	Thorsgard
Gunderson	Kretschmar	Olin	Vander Vorst
Hartl	Larson	Raymond	Wagner
Hausauer, L.	Laske	Reimers	Welder
Hentges	Lodoen	Rivinius	Mr. Speaker

Absent and not voting:

Atkinson Dotzenrod Weber

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1314 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

ANNOUNCEMENT

Speaker Bunker announced the Committee on Appropriations would be excused temporarily.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2026

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 2026 and the President has appointed as a conference committee to act with a like committee from the House:

On Senate Bill No. 2026:

Senator Holand
 Senator Nasset
 Senator Hoffner

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Natural Resources 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 of the engrossed bill, line 1, after the comma insert the following: "2-07-06.5, 2-07-06.6, and 2-07-06.7,"

On page 1, line 7 delete the word "and" and after the word "activities" insert the following: ", and providing procedures for abolishment"

On page 3, line 1 delete the words "continues the existence of" and insert in lieu thereof the word "creates"

On page 4, line 22 after the word "authority" and before the semicolon insert the following: ", except that the board of county commissioners may by resolution create a weather modification authority and all its powers, including the power to certify a tax levy as provided by section 2-07-06.3, for five year periods in accordance with section 2-07-06.4"

On page 6, line 25 delete the word "CONTINUATION" and insert in lieu thereof the word "CREATION" and also in line 25 delete the word "EXISTING"

On page 6, line 29 delete the word "continuation" and insert in lieu thereof the word "creation" and also delete the word "existing"

On page 6, line 32 delete the word "continuation" and insert in lieu thereof the word "creation"

On page 6, line 33 delete the word "existing"

On page 7, line 1 delete the word "continuance" and insert in lieu thereof the word "creation"

On page 7, line 2 delete the word "re-"

On page 7, line 3 delete the word "the" and delete the word "incumbent"

On page 7, after line 11 insert the following sections:

"SECTION 6.) Section 2-07-06.5 of the North Dakota Century Code is hereby created and enacted to read as follows:

2-07-06.5. PROCEDURE FOR ABOLISHMENT OF WEATHER MODIFICATION AUTHORITY AND ALL ITS POWERS BY RECALL INITIATED PETITION.) After fifty-one percent of the qualified electors of a county, as determined by the vote cast for the office of governor at the last preceding gubernatorial election, shall petition the board of county commissioners of their county to recall the commissioners of a weather modification authority as created by section 2-07-06 and to abolish such county weather modification authority, the board of county commissioners shall adopt a resolution recalling all commissioners of such weather modification authority and abolish their appointed office and abolish such weather modification authority until such time as a weather modification authority is created by petition in accordance with section 2-07-06, provided that such recall petition has been found by the county commissioners to have met the requirements as to the number of qualified electors attached to the petition as required in this chapter. In the event the board of county commissioners certifies the sufficiency and validity of the recall petition and adopts a resolution recalling all commissioners of a weather modification authority and abolishes such authority, then all unexpended funds remaining in the name of the weather modification authority, after all proper bills and expenses have been paid, shall be transferred into the county general fund by the officers of the weather modification authority on the effective date of such recall and abolishment resolution adopted by the board of county commissioners. In the event there are outstanding valid bills unpaid after such date, the board of county commissioners are hereby authorized to pay such proper obligations from monies in the county general fund. A recall initiated petition shall have a title with the heading: "Recall Petition for the Abolishment of (insert name of county) Weather Modification Authority". Such recall petition shall incorporate a paragraph stating its purpose in clear language and shall comply with all requirements prescribed in subsections 4, 5, and 6 of section 2-07-06.1 relating to petition contents, committee for petitioners, petition details, affidavits and persons circulating such petitions.

SECTION 7.) Section 2-07-06.6 of the North Dakota Century Code is hereby created and enacted to read as follows:

2-07-06.6. CREATION OF WEATHER MODIFICATION AUTHORITY BY ELECTION.) When a petition signed by not less than twenty percent of the qualified electors of the county, as determined by the vote cast for the office of governor at the last preceding gubernatorial election, requesting an election upon the establishment of a weather modification authority is presented to the board of county commissioners, the board of county commissioners shall submit the question to the electors of the county at the next countywide election. Upon approval by a majority of the votes cast, the board of county commissioners shall establish a weather modification authority as described in section 2-07-06, with all its powers, including the power to certify a tax levy as provided by section 2-07-06.3.

SECTION 8.) Section 2-07-06.7 of the North Dakota Century Code is hereby created and enacted to read as follows:

2-07-06.7. ABOLISHMENT OF WEATHER MODIFICATION AUTHORITY BY ELECTION.) When a petition signed by not less than twenty percent of the qualified electors of the county, as determined by the vote cast for governor in the last preceding gubernatorial election, requesting an election upon the abolishment of a weather modification authority as created in section 2-07-06.4 and section 2-07-06.6 is presented to the board of county commis-

sioners, the board of county commissioners shall submit the question to the electors of the county at the next countywide election. Upon approval by a majority of the votes cast, the board of county commissioners shall abolish the weather modification authority as of December thirty-first following the election. All unexpended funds remaining in the name of the weather modification authority, after all proper bills and expenses have been paid, shall be deposited in the general fund of the county."

And renumber the lines, sections, and pages accordingly.

Rep. Ganser
Rep. H. Christensen
Rep. Jacob
Rep. Lee
Rep. Rivinius
Rep. Wilkie
Rep. Winge
Rep. Winkjer

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Winkjer moved that the report be adopted.

Mr. Speaker: The Minority of Your Committee on Natural Resources 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 1 of the engrossed bill after the numerals "2-07-06.4" insert the following: "and 2-07-06.5"

On page 1, line 5 delete everything after the comma

On page 1, line 6 delete everything before the word "contents"

On page 1, line 7 delete the word "and" and after the word "activities" insert the following ", and providing procedures for abolishment"

On page 2, line 31 delete everything after the word "section"

On page 2, delete lines 32 through 35

On page 3, delete all of line 1

On page 3, line 2 delete everything before the period

On page 4, line 22 after the word "authority" insert the following: "except that it may be extended by a sixty percent vote of the people of (name of county)"

On page 6 delete all of lines 25 through 35 and insert in lieu thereof the following: "CREATION OF WEATHER MODIFICATION AUTHORITY BY ELECTION.) When a petition signed by not less than ten percent of the qualified electors of the county, as determined by the vote cast for the office of governor at the last preceding gubernatorial election, requesting an election upon the establishment of a weather modification authority, is presented to the board of county commissioners, the board of county commissioners shall submit the question to the electors of the county. The board of county commissioners, by resolution, may submit the question of the establishment of a weather modification authority to the electors of the county. Upon approval by sixty percent of the voters voting on the question, the board of county commissioners shall create a weather modification authority, as described in section 2-07-06, with all its powers, including the power to certify a tax levy as provided by section 2-07-06.3."

On page 7 delete all of lines 1 through 5

On page 7, line 6 delete the following: "2-07-06."

On page 7, after line 11 insert the following:

"SECTION 6.) Section 2-07-06.5 of the North Dakota Century Code is hereby created and enacted to read as follows:

2-07-06.5. ABOLISHMENT OF EXISTING WEATHER MODIFICATION AUTHORITY BY ELECTION.) When a petition signed by not less than ten percent of the qualified electors of the county, as determined by the vote cast for the office of governor at the last preceding gubernatorial election, requesting abolishment of an existing weather modification authority, is presented to the board of county commissioners, the board of county commissioners shall submit the question to the electors of the county. The board of county commissioners, by resolution, may submit the question of abolishment of an existing weather modification authority to the electors of the county. Upon approval by sixty percent of the voters voting on the question, the weather modification authority, with all its power, including the power to certify a tax levy as provided by section 2-07-06.3, shall be abolished. All unexpended funds remaining in the name of the weather modification authority, after all proper bills and expenses have been paid, shall be deposited in the general fund of the county."

And renumber the lines, section, and pages accordingly.

Rep. Dick
Rep. Bassingthwaite
Rep. Hentges
Rep. Hilleboe
Rep. Knudson
Rep. Metzger
Rep. Stoltenow

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Hentges moved that the report of the minority be substituted for that of the majority, which motion failed on a division vote.

Question then was on the motion of Rep. Winkjer to adopt the Report of the Majority on Senate Bill No. 2278, which motion prevailed.

Senate Bill No. 2278 was placed on the Sixth Order.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 2421 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.

ANNOUNCEMENT

Speaker Bunker announced that the Committee on Political Subdivision would be temporarily excused.

MOTIONS

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 1429, which motion prevailed.

Rep. Dornacker moved that the rules be suspended, and House Bill No. 1429 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1429. A Bill for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code and to repeal section 57-46-01 of the North Dakota Century Code, relating to military income exempt from the income tax; 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, 80; nays, 11; absent and not voting, 10.

Those voting in the affirmative were:

Austin Hendrickson Lee Rice

Backes	Hentges	Leibhan	Rivinius
Backlin	Herman	Linderman	Rundle
Bassingthwaite	Hickle	Livingston	Schindler
Berg	Hildebrand	Lodoen	Scofield
Bridston	Jacob	Lundene	Solberg
Christensen, R.	Jacobson	McGauvran	Stone
Dick	Jaeger	Marsden	Streibel
Dornacker	Johnson, H.	Martinson	Strinden
Eagles	Johnson, K.	Mertens	Thorsgard
Erickson	Kermott	Meyer	Timm
Fleming	Kingsbury	Miedema	Tinjum
Froeber	Kloubec	Murphy	Tweten
Ganser	Knudson	Nermyr	Vander Vorst
Garnas	Kretschmar	Olin	Wagner
Gronneberg	LaGrave	Olson	Watkins
Grubb	Langley	Opedahl	Welder
Hartl	Larson	Orange	Wilkie
Haugland	Laske	Rau	Winge
Hausauer, L.	Laughlin	Reimers	Winkjer

Those voting in the negative were:

Christensen, H.	Gengler	Matheny	Rued
Freborg	Gunderson	Metzger	Mr. Speaker
Gackle	Hausauer, A.	Raymond	

Absent and not voting:

Atkinson	Hilleboe	Peterson	Stoltenow
Dotzenrod	Jenkins	Royse	Weber
Hensrud	Lang		

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1429 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

Rep. Knudson moved that House Bill No. 1392 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Knudson moved that the House not concur on the Senate amendments to House Bill No. 1392, and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Rice for the introduction of a House Concurrent Resolution, which request has been approved.

REP. STREIBEL, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4078. A Concurrent Resolution congratulating the Fort Yates Warriors basketball team on winning the 1973 North Dakota Class A Basketball Championship.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 4078 not be referred to committee, but 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. 4078. A Concurrent Resolution congratulating the Fort Yates Warriors basketball team on

winning the 1973 North Dakota Class A Basketball Championship.

Was read the second time.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4078 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Committee on Employment through the Delayed Bills Committee introduced:

House Concurrent Resolution No. 3092. 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.

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 3092 not be referred to committee, not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3092. 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.

Was read the second time.

ROLL CALL

The roll was called and there were ayes, 92; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Leibhan	Royse
Bassingthwaite	Hentges	Linderman	Rued
Berg	Herman	Livingston	Rundle
Bridston	Hickle	Lodoen	Schindler
Christensen, H.	Hildebrand	Lundene	Scofield
Christensen, R.	Hilleboe	McGauvran	Solberg
Dick	Jacob	Marsden	Stoltenow
Dornacker	Jacobson	Martinson	Stone
Eagles	Jaeger	Matheny	Streibel
Erickson	Jenkins	Mertens	Thorsgard
Fleming	Johnson, H.	Meyer	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Murphy	Tweten
Gackle	Kingsbury	Nermyr	Vander Vorst
Ganser	Kloubec	Olin	Wagner
Garnas	Knudson	Olson	Watkins
Gengler	Kretschmar	Opedahl	Welder
Gronneberg	LaGrave	Orange	Wilkie
Grubb	Langley	Rau	Winge
Gunderson	Larson	Raymond	Winkjer
Hartl	Laske	Reimers	Mr. Speaker

Absent and not voting:

Atkinson	Hensrud	Metzger	Strinden
Dotzenrod	Lang	Peterson	Weber
Hendrickson			

House Concurrent Resolution No. 3092 was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3092 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 3092
Introduced through Committee on Delayed Bills
By Committee on Employment

1 A concurrent resolution providing for the retaining of
2 certain employees of the House of Representatives and
3 Senate after the legislative session for the purpose of
4 completing legislative work.

5
6 WHEREAS, it is necessary to complete and close all
7 legislative work; and

8 WHEREAS, in order to so complete and close all legis-
9 lative work of the Forty-third Legislative Assembly, it is
10 necessary to retain certain employees;

11 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
12 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,

12a THE

13 SENATE CONCURRING THEREIN:

14 That the following employees from the House of Repre-
15 sentatives of the Forty-third Legislative Assembly be retained
16 after the close of session to complete legislative work:

17 Roy Gilbreath, Chief Clerk, be retained ten days;

18 Delano Wawers, Assistant Chief Clerk, six days;

19 Barbara King, Desk Reporter, four days;

20 Clara Wendt, Bill Clerk, four days;

21 Florence Nemer, Chief Steno and Payroll Clerk, three days;

22 Gladys Van Vleet, Calendar Clerk, two days;

23 Terry Olson, Secretary to Speaker, two days;

24 Mavis Patchen, Secretary to Majority Floor Leader, one day;

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1 Virginia Miller, Secretary to Minority Floor Leader, one day;

2 Cecil Crandell, Sergeant at Arms, three days;

3 Olger Sandven, Deputy Sergeant at Arms, two days;

4 Jack Whereatt, Assistant Sergeant at Arms, two days;

5 Lela Knudsen, Chief Committee Clerk, two days;

6 Eleanor Runyan, Appropriations Committee Clerk, two days;

7 Betty Ann Neuhardt, Committee Clerk, two days;

8 Louise Ebert, Committee Clerk, two days;

9 Barbara Middaugh, Committee Clerk, two days;

10 Sharon Hart, Committee Clerk, two days;

11 Helen Soma, Assistant Committee Clerk, one day;

12 Maude Grambs, Assistant Committee Clerk, one day;

13 Enola Eck, Journal Room Clerk, three days;

14 Avis Hagen, Chief Page, two days;

15 Willa Carlson, Bill Book Clerk and Page, two days;

16 Bernice Herner, Enrolling and Engrossing Clerk, six days;

17 Marie Skjod, Enrolling and Engrossing Clerk, six days;

18 Phillip Brown, Proofreader, six days;

19 Phyllis Ehrmann, Proofreader, six days;

20 Vangie Olson, Bill Book Clerk and Page, three days;

21 Michelle Mushik, Stenographer, two days;

22 That the following employees from the Senate of the
23 Forty-third Legislative Assembly be retained after the close
24 of session to complete legislative work:

25 Leo Leidholm, Secretary, be retained ten days;

26 Arthur Herk, Assistant Secretary, six days;

27 Dormilee Diede, Desk Reporter, four days;

28 J. Vernon Asheim, Bill Clerk, four days;

- 29 Mary Alice Simonson, Chief Steno and Payroll Clerk, three days;
 30 Thomas J. Schneider, Calendar Clerk, two days;
 31 Donna Heisler, Secretary to Majority Floor Leader, one day;
 32 Geri Kay Noltee, Secretary to Minority Floor Leader, one day;
 33 Albert E. Bradley, Sergeant at Arms, three days;
 34 Richard Jagd, Deputy Sergeant at Arms, three days;
 35 Lois J. Scherr, Chief Committee Clerk, two days;

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- 1 Gladys Derrick, Appropriations Committee Clerk, one day;
 2 Alvin Manning, Chief Journal and Bill Room Clerk, four days;
 3 Richard J. Wittmayer, Bill Room Clerk, three days;
 4 Wanda Froelich, Bill Book Clerk, two days;
 5 Rita Morrison, Page, two days;
 6 Beatrice A. Carlson, Enrolling and Engrossing Clerk, six days;
 7 Cerelle Davis, Enrolling and Engrossing Clerk, six days;
 8 Verna M. Gronberg, Proofreader, five days;
 9 Pat Martin, Proofreader, five days;
 10 BE IT FURTHER RESOLVED, that the above named
 10a employees
 11 be paid their regular rates of pay as specified in House
 12 Concurrent Resolution No. 3026, and all of the above expenses
 13 are to be paid out of the per diem employees fund of the
 14 Forty-third Legislative Assembly and paid when the respective
 15 claims are verified by the affidavits of said parties named
 16 herein at the completion of said work.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2256 has had the same under consideration and recommends that the same be amended as follows:

On page 1, line 9, delete the figure "17,500,000.00" and insert in lieu thereof the figure "17,920,000.00"

And when so amended recommends the same do pass.

REP. REIMERS, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed and the report was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following Conference Committees, on:

Senate Bill No. 2033

Rep. Stone
 Rep. Kretschmar
 Rep. Lundene

Senate Bill No. 2113

Rep. A. Hausauer
 Rep. Dotzenrod
 Rep. Ganzer

Senate Bill No. 2269

Rep. Dornacker
 Rep. Royse
 Rep. Winge

House Bill No. 1339

Rep. Hentges
 Rep. Scofield
 Rep. Meyer

Senate Bill No. 2007

Rep. Olin
 Rep. L. Hausauer
 Rep. Mertens

Senate Bill No. 2026
Rep. Knudson
Rep. Erickson
Rep. Jacobson

House Bill No. 1392
Rep. Larson
Rep. Hildebrand
Rep. Tinjum

ANNOUNCEMENT

Speaker Bunker announced that the Conference Committee appointed on Senate Bill No. 2356 is now dissolved.

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 12, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. A. E. Smith, retired Episcopal Canon, Fargo.

Roll was called and all members were present except Reps. Atkinson, Dotzenrod, Hensrud, Peterson and Weber.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-seventh day after recess and forty-eighth day and recommends that the same be corrected as follows:

Page 1151, line 22, delete the word "eight" and insert in lieu thereof the word "thirty"

Page 1151, line 22, delete the word "seven" and insert in lieu thereof the word "eight"

Page 1172, line 12, delete everything after the word "adopted" and insert "." in lieu thereof.

Page 1172, delete line 13.

Your Committee on Revision and Correction of the Journal has further carefully examined the Journal of the forty-eighth day after recess and forty-ninth day and recommends that the same be corrected as follows:

Page 1213, line 28, delete everything after the word "adopted" and insert in lieu thereof "."

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Backlin moved that the report be adopted, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on:

House Bill No. 1030

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to:

House Bill No. 1339

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

Rep. Hentges
Rep. Scofield
Rep. Meyer

ROY GILBREATH, Chief Clerk

House Chamber

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

Rep. Olin
Rep. L. Hausauer
Rep. Mertens

Senate Bill No. 2033

Rep. Stone
Rep. Lundene
Rep. Kretschmar

Senate Bill No. 2113

Rep. A. Hausauer
Rep. Dotzenrod
Rep. Ganser

Senate Bill No. 2269

Rep. Dornacker
Rep. Royse
Rep. Winge

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1009
House Bill No. 1017

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has reconsidered its action by which it concurred in the Senate amendments to:

House Bill No. 1054.

The House now does not concur on the Senate amendments to House Bill No. 1054, and requests that a Conference Committee be appointed to act with a like committee from the House.

The Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

Rep. A. Hausauer
Rep. Kloubec
Rep. Linderman

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

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. 1054

House Bill No. 1339

On House Bill No. 1054

Senator Nething
Senator Goodman
Senator Shablow

On House Bill No. 1339
 Senator Smykowski
 Senator Morgan
 Senator Redlin

LEO LEIDHOLM, Secretary

Senate Chamber

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. 2028
 Senate Bill No. 2108
 Senate Bill No. 2125
 Senate Bill No. 2170
 Senate Bill No. 2177
 Senate Bill No. 2189
 Senate Bill No. 2223
 Senate Bill No. 2258

refused to concur in the House amendment to

Senate Bill No. 2027
 Senate Bill No. 2035
 Senate Bill No. 2051
 Senate Bill No. 2183

and the President has appointed as a conference committee to act with a like committee from the House,

On House Bill No. 2027
 Senator Anderson
 Senator Wright
 Senator Rait

On House Bill No. 2035
 Senator Stroup
 Senator Anderson
 Senator Christensen

On House Bill No. 2051
 Senator Nasset
 Senator Smykowski
 Senator Barth

On Senate Bill No. 2183
 Senator Holand
 Senator Solberg
 Senator Hoffner

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1007
 Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO
 HOUSE BILL No. 1007

On page 1, line 4, after the word "institutions" add the following: ", and declaring an emergency"

On page 2, line 7 of the engrossed bill, delete the numerals "73,434" and insert in lieu thereof the numerals "95,934"

On page 2, line 8, delete the numerals "2,182,475" and insert in lieu thereof the numerals "2,204,975"

On page 2, line 9, delete the numerals "37,200" and insert in lieu thereof the numerals "48,450"

On page 2, line 10, delete the numerals "2,145,275" and insert in lieu thereof the numerals "2,156,525"

On page 3, line 3, delete the numerals "1,384,738" and insert in lieu thereof the numerals "1,242,738"

On page 3, line 4, delete the numerals "221,436" and insert in lieu thereof the numerals "217,436"

On page 3, line 5, delete the numerals "166,142" and insert in lieu thereof the numerals "126,142"

On page 3, line 6, delete the numerals "67,929" and insert in lieu thereof the numerals "63,929"

On page 3, after line 6, insert the following line:

"Community group home treatment 190,000"

On page 3, line 20, delete the numerals "116,000" and insert in lieu thereof the numerals "141,000"

On page 3, line 21, delete the numerals "310,212" and insert in lieu thereof the numerals "285,212"

On page 3, after line 28, insert the following line:

"Superintendent's residence 35,000"

On page 3, line 30, delete the numerals "1,293,446" and insert in lieu thereof the numerals "1,328,446"

On page 3, line 31, delete the numerals "317,740" and insert in lieu thereof the numerals "392,740"

On page 3, line 32, delete the numerals "975,706" and insert in lieu thereof the numerals "935,706"

On page 4, line 17, delete the numerals "1,828,915" and insert in lieu thereof the numerals "1,877,760"

On page 4, after line 17, insert the following:

"Evaluation program salaries 3,695

(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 4, line 18, delete the numerals "306,800" and insert in lieu thereof the numerals "360,673"

On page 4, line 19, delete the numerals "711,000" and insert in lieu thereof the numerals "725,400"

On page 4, after line 22, insert the following:

"Multipurpose building — State Farm 44,200

(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)

Kitchen equipment — State Farm 10,000

Recreation equipment — State Farm 1,750

Closed circuit T.V. 7,000

Cell block fencing 4,800"

On page 4, line 31, delete the numerals "3,393,365" and insert in lieu thereof the numerals "3,581,928"

On page 4, line 33, delete the numerals "1,236,996" and insert in lieu thereof the numerals "1,359,383"

On page 4, line 34, delete the numerals "2,156,369" and insert in lieu thereof the numerals "2,222,545"

On page 5, line 2, delete the numerals "2,881,023" and insert in lieu thereof the numerals "2,949,190"

On page 5, line 3, delete the numerals "78,070" and insert in lieu thereof the numerals "86,070"

On page 5, line 4, delete the numerals "499,492" and insert in lieu thereof the numerals "524,213"

On page 5, line 8, delete the numerals "3,538,335" and insert in lieu thereof the numerals "3,639,223"

On page 5, line 10, delete the numerals "3,285,717" and insert in lieu thereof the numerals "3,386,605"

On page 5, line 11, delete the numerals "18,800,886" and insert in lieu thereof the numerals "18,914,200"

On page 5, line 12, delete the numerals "5,450,353" and insert in lieu thereof the numerals "5,683,990"

On page 5, line 13, delete the numerals "24,251,239" and insert in lieu thereof the numerals "24,598,190"

On page 6, after line 1, add the following: "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 on such items as are designated to be made available immediately on passage and approval."

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 to the budget of the Director of Institutions is to allow for co-mingling of \$11,250 of state funds with a like amount of federal funds for remodeling the office of the Attorney General. The intent of the amendments to the Industrial School budget is to allow the administrator of the State Industrial School to offer community counseling off the premises of the School. The intent of the amendment to the Deaf School is to allow for construction of a residence for the Superintendent, and to increase income under the provisions of foundation repayment under Senate Bill No. 2026. The intent of the amendment to School for the Blind is to increase the income under the provision of foundation repayment under Senate Bill No. 2026. The budget of the Penitentiary was amended in accordance with the recommendations of the Senate Select Committee to investigate the Penitentiary. The budget of the San Haven School was amended to reflect the change in the work load resultant from phasing out the T.B. treatment and increasing the residents by transfer from the Grafton School.

On page 4, after line 1 insert the following:

1 A Learning and planning building "850,000"

On page 4, line 12 delete "8,998,111" and insert in lieu thereof "9,848,111"

On page 4, line 14 delete "6,929,784" and insert in lieu thereof "7,778,784"

On page 5, line 11, delete "18,914,200" and insert in lieu thereof "19,764,200"

On page 5, line 13 delete "24,598,190" and insert in lieu thereof "25,448,190"

Renumber the lines accordingly.

On page 2, line 6, delete "98,460" and insert in lieu thereof "198,460"

On page 2, line 8, delete "2,204,975" and insert in lieu thereof "2,304,975"

On page 2, line 10, delete "2,156,525" and insert in lieu thereof "2,256,525"

On page 5, line 11, delete "19,764,200" and insert in lieu thereof "19,864,200"

On page 5, line 13, delete "25,448,190" and insert in lieu thereof "25,548,190"

Renumber the lines accordingly.

Rep. Streibel moved that the House stand recessed until 8:00 a.m., Tuesday, March 13, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



**FIFTIETH DAY AFTER RECESS
AND FIFTY-FIRST DAY**

Bismarck, March 13, 1973

The House reconvened at 8:00 a.m., pursuant to recess taken, with Speaker Bunker presiding.

SIXTH ORDER OF BUSINESS

Rep. Dick has moved that the amendments to House Bill No. 1291 as recommended by the Conference Committee on House Bill No. 1291 as printed on page 1243 of the House Journal be adopted, which motion prevailed.

Rep. Tweten has moved that the amendments to Senate Bill No. 2001 as recommended by the Committee on Appropriations as printed on pages 1259, 1260 and 1261 of the House Journal be adopted, which motion prevailed.

Rep. Miedema has moved that the amendments to Senate Bill No. 2005 as recommended by the Committee on Appropriations as printed on pages 1261 and 1262 of the House Journal be adopted, which motion prevailed.

Rep. Kingsbury has moved that the amendments to Senate Bill No. 2256 as recommended by the Committee on Appropriations as printed on page 1310 of the House Journal be adopted, which motion prevailed.

Rep. Winkler has moved that the amendments to Senate Bill No. 2278 as recommended by the Committee on Natural Resources as printed on pages 1303, 1304 and 1305 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Streibel moved that the rules be suspended, and that House Bill No. 1291 be deemed properly re-engrossed, and that House Bill No. 1291, and Senate Bills Nos. 2001, 2005, 2256, and 2278 be placed on the calendar for second reading and final passage, which motion prevailed.

ANNOUNCEMENT

The Speaker announced the following changes in Conference Committee appointments, on:

House Bill No. 1392

Rep. McGauvran will replace Rep. Tinjum

House Bill No. 1464

Rep. Jacobson will replace Rep. Tinjum

ANNOUNCEMENT

Speaker Bunker announced the following as the official delegation from the House of Representatives to attend the funeral of Rep. Poyzer:

Rep. Tweten

Rep. Dick

Rep. Hendrickson
 Rep. Olson
 Rep. Hentges
 Rep. Ganser
 Rep. Weber
 Rep. Peterson
 Rep. Haugland
 Rep. Streibel
 Rep. Reimers
 Rep. Miedema
 Rep. Jenkins
 Rep. Berg
 Rep. Tinjum
 Rep. Gronneberg
 Speaker Bunker

MOTIONS

Rep. Reimers moved that the House not concur on Senate amendments to House Bill No. 1007, 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 not concur on Senate amendments to House Bill No. 1014, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Atkinson moved that the House concur in the Senate amendments to House Bill No. 1420, which motion prevailed.

Rep. Atkinson moved that the rules be suspended, and House Bill No. 1420 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1420. A Bill for an Act to amend and reenact subsection 11 of section 4-22-02, the beginning paragraphs of subsections 1, 2, and 3 of section 10-04-10, section 10-19-52, subsection 1 of section 10-28-20, sections 12-46-13, 12-46-16, 14-03-02, subsection 1 of section 14-03-17, sections 14-07-15, 14-09-22, 14-10-01, 14-10-05, 14-10-11, 14-10-16, subsection 16 of section 15-29-08, sections 15-44-04, 15-47-13, 16-16-18, 23-17-02, 23-17-03, 26-12-20, 27-11-03, 27-11-25, 27-19-02, 27-19-11, subsection 1 of section 27-20-02, subsection 5 of section 27-20-36, subsection 4 of section 27-20-53, sections 27-21-02, 28-01-14, 28-01-25, 29-01-28, 30-11-01, 32-03-39, 39-03-04, 39-06-08, 39-06-09, 39-06-10, 43-02-10, 43-04-31, 43-04-38, 43-05-11, subsection 6 of section 43-11-01, the first sentence of subsection 1 of section 43-11-27, sections 43-13-17, 43-15-15, 43-15-33, 43-17-18, 43-19.1-16, 43-25-07, 43-26-06, 43-30-05, 43-31-07, 43-33-05, 43-33-07, 43-34-03, subsections 1 and 13 of section 47-24-01, subsection 1 of section 50-02-04, section 54-52-05, and subsection 2 of section 54-52-01 of the North Dakota Century Code, relating to persons eighteen years old and over, and making them adults for all purposes.

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, 10.

Those voting in the affirmative were:

Atkinson	Hensrud	Livingston	Royse
Austin	Hentges	Lodoen	Rued
Backes	Hickle	Lundene	Rundle
Backlin	Hildebrand	McGauvran	Schindler
Bassingthwaite	Jacob	Marsden	Scotfield
Berg	Jacobson	Martinson	Solberg
Bridston	Johnson, H.	Matheny	Stoltenow

Christensen, H.	Johnson, K.	Mertens	Stone
Christensen, R.	Kermott	Metzger	Streibel
Dick	Kingsbury	Meyer	Strinden
Eagles	Kloubec	Miedema	Thorsgard
Erickson	Knudson	Murphy	Tinjum
Froeber	Kretschmar	Nermyr	Tweten
Ganser	LaGrave	Olin	Vander Vorst
Garnas	Lang	Olson	Wagner
Gengler	Langley	Opedahl	Watkins
Gronneberg	Larson	Orange	Welder
Gunderson	Laske	Peterson	Wilkie
Haugland	Laughlin	Rau	Winge
Hausauer, A.	Lee	Raymond	Winkjer
Hausauer, L.	Leibhan	Reimers	Mr. Speaker
Hendrickson	Linderman	Rivinius	

Those voting in the negative were:

Freborg	Gackle	Grubb	Jaeger
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Absent and not voting:

Dornacker	Hartl	Jenkins	Timm
Dotzenrod	Herman	Rice	Weber
Fleming	Hilleboe		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1420 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Dick moved that the House concur in the Senate amendments to House Bill No. 1489, which motion prevailed.

Rep. Dick moved that the rules be suspended, and House Bill No. 1489 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1489. A Bill for an Act to amend and reenact sections 61-16-22 and 61-16-23 of the 1971 Supplement to the North Dakota Century Code, relating to the financing of special improvements in water management 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, 84; nays, 5; absent and not voting, 12.

Those voting in the affirmative were:

Austin	Hendrickson	Linderman	Rivinius
Backes	Hensrud	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Hickle	Lundene	Rundle
Berg	Hildebrand	McGauvran	Schindler
Bridston	Jacob	Marsden	Scofield
Christensen, H.	Jacobson	Martinson	Solberg
Christensen, R.	Johnson, H.	Mertens	Stoltenow
Dick	Johnson, K.	Metzger	Stone
Eagles	Kermott	Meyer	Streibel
Erickson	Kingsbury	Miedema	Strinden
Freborg	Kloubec	Murphy	Thorsgard
Froeber	Knudson	Nermyr	Tinjum
Ganser	Kretschmar	Olin	Tweten
Garnas	LaGrave	Olson	Vander Vorst
Gengler	Lang	Opedahl	Wagner
Gronneberg	Larson	Orange	Watkins
Gunderson	Laske	Peterson	Wilkie

Haugland	Laughlin	Rau	Winge
Hausauer, A.	Lee	Raymond	Winkjer
Hausauer, L.	Leibhan	Reimers	Mr. Speaker

Those voting in the negative were:

Gackle	Jaeger	Matheny	Welder
Grubb			

Absent and not voting:

Atkinson	Fleming	Hilleboe	Rice
Dornacker	Hartl	Jenkins	Timm
Dotzenrod	Herman	Langley	Weber

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1489 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1037. A Bill for an Act to enact the Model Relocation Assistance Act providing real property acquisition policies and state and local governmental assistance programs for relocation of persons and businesses displaced by governmental construction programs or by a federally assisted building code enforcement program; and to repeal section 32-15-22.1 of the North Dakota Century Code, relating to payments for the relocation of personal property displaced by eminent domain proceedings.

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, 3; absent and not voting, 10.

Those voting in the affirmative were:

Austin	Hausauer, A.	Leibhan	Royse
Backes	Hausauer, L.	Linderman	Rued
Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hensrud	Lodoen	Schindler
Berg	Hentges	Lundene	Scofield
Bridston	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Marsden	Stoltenow
Christensen, R.	Jacob	Martinson	Stone
Dick	Jacobson	Matheny	Streibel
Dornacker	Johnson, H.	Mertens	Strinden
Eagles	Johnson, K.	Metzger	Thorsgard
Erickson	Kermott	Meyer	Timm
Freborg	Kingsbury	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Wagner
Garnas	LaGrave	Orange	Watkins
Gengler	Lang	Peterson	Welder
Gronneberg	Larson	Rau	Wilkie
Grubb	Laske	Raymond	Winge
Gunderson	Laughlin	Reimers	Winkjer
Haugland	Lee	Rivinius	Mr. Speaker

Those voting in the negative were:

Jaeger	Miedema	Olin
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Absent and not voting:

Atkinson	Hartl	Jenkins	Rice
Dotzenrod	Hilleboe	Langley	Weber
Fleming	Herman		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1037 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1398. A Bill for an Act to amend and reenact section 15-22-25 of the North Dakota Century Code, relating to a common county superintendent of schools for two or more counties or parts 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, 69; nays, 27; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Langley	Reimers
Austin	Hausauer, A.	Larson	Royse
Backes	Hendrickson	Laske	Rued
Backlin	Hensrud	Laughlin	Rundle
Berg	Hentges	Linderman	Scofield
Bridston	Herman	Livingston	Stone
Christensen, R.	Hickle	Lodoen	Streibel
Dick	Hildebrand	Lundene	Strinden
Eagles	Jacob	Martinson	Thorsgard
Erickson	Jacobson	Miedema	Timm
Fleming	Johnson, K.	Murphy	Tinjum
Froeber	Kermott	Olin	Tweten
Ganser	Kloubec	Olson	Wagner
Garnas	Knudson	Opedahl	Watkins
Gengler	Kretschmar	Orange	Winge
Gronneberg	LaGrave	Peterson	Winkjer
Gunderson	Lang	Rau	Mr. Speaker
Hartl			

Those voting in the negative were:

Bassingthwaite	Jaeger	Matheny	Schindler
Christensen, H.	Johnson, H.	Mertens	Solberg
Dornacker	Kingsbury	Metzger	Stoltenow
Freborg	Lee	Meyer	Vander Vorst
Gackle	Leibhan	Nermyr	Welder
Grubb	McGauvran	Raymond	Wilkie
Hausauer, L.	Marsden	Rivinius	

Absent and not voting:

Dotzenrod	Jenkins	Rice	Weber
Hilleboe			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1398 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ANNOUNCEMENT

Speaker Bunker announced that the Committee on Industry, Business and Labor would be excused temporarily.

SECOND READING OF A SENATE BILL

Senate Bill No. 2421. A Bill for an Act to amend and reenact section 12-48-14 of the North Dakota Century Code, relating to the compensation of inmates at the state penitentiary.

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, 14; absent and not voting, 22.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Linderman	Scotfield
Austin	Hausauer, L.	Lundene	Solberg
Backlin	Hensrud	Martinson	Stone
Bassingthwaite	Hentges	Matheny	Streibel
Bridston	Hickle	Mertens	Strinden
Christensen, H.	Hildebrand	Miedema	Thorsgard
Christensen, R.	Jacob	Murphy	Tinjum
Dick	Jacobson	Olin	Tweten
Dornacker	Johnson, H.	Olson	Vander Vorst
Eagles	Kermott	Opedahl	Watkins
Erickson	Kingsbury	Peterson	Wagner
Ganser	Knudson	Reimers	Welder
Garnas	Kretschmar	Rivinius	Wilkie
Gronneberg	LaGrave	Royse	Winge
Grubb	Larson	Rundlie	Winkjer
Gunderson	Lee	Schindler	Mr. Speaker
Hartl			

Those voting in the negative were:

Freborg	Jaeger	McGauvran	Nermyr
Froeber	Johnson, K.	Marsden	Raymond
Gackle	Laughlin	Meyer	Stoltenow
Hendrickson	Leibhan		

Absent and not voting:

Backes	Herman	Laske	Rau
Berg	Hilleboe	Livingston	Rice
Dotzenrod	Jenkins	Lodoen	Rued
Fleming	Kloubec	Metzger	Timm
Gengler	Lang	Orange	Weber
Haugland	Langley		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the title by which Senate Bill No. 2421 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that Senate Concurrent Resolution No. 4066 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1291. A Bill for an Act to create and enact section 4-08-10.1 of the North Dakota Century Code, relating to premiums for boys' and girls' clubwork at county achievement days, and providing 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, 1; absent and not voting, 21.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rundlie
Austin	Hausauer, L.	Linderman	Schindler
Bassingthwaite	Hendrickson	Lundene	Scotfield
Berg	Hensrud	McGauvran	Solberg
Bridston	Hentges	Marsden	Stoltenow
Christensen, H.	Hickle	Martinson	Stone
Christensen, R.	Hildebrand	Matheny	Streibel
Dick	Jacob	Mertens	Strinden
Dornacker	Jacobson	Meyer	Thorsgard
Eagles	Jaeger	Miedema	Tinjum
Erickson	Jenkins	Murphy	Tweten
Freborg	Johnson, H.	Nermyr	Vander Vorst

Froeber	Johnson, K.	Olin	Wagner
Gackle	Kermott	Olson	Watkins
Ganser	Knudson	Opedahl	Welder
Garnas	Kretschmar	Peterson	Wilkie
Gronneberg	LaGrave	Raymond	Winge
Grubb	Larson	Reimers	Winkjer
Gunderson	Laughlin	Rivinius	Mr. Speaker
Hartl	Lee	Royse	

Those voting in the negative were:
Kingsbury

Absent and not voting:

Backes	Herman	Laske	Rau
Backlin	Hilleboe	Livingston	Rice
Dotzenrod	Kloubec	Lodoen	Rued
Fleming	Lang	Metzger	Timm
Gengler	Langley	Orange	Weber
Haugland			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1291 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2001. A Bill for an Act making an appropriation for defraying expenses 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, 63; nays, 18; absent and not voting, 20.

Those voting in the affirmative were:

Austin	Hendrickson	Lundene	Schindler
Backlin	Hensrud	Marsden	Scofield
Bassingthwaite	Hickle	Martinson	Solberg
Berg	Hildebrand	Matheny	Stoltenow
Bridston	Hilleboe	Mertens	Stone
Christensen, H.	Jacob	Miedema	Streibel
Christensen, R.	Jenkins	Nermyr	Strinden
Dick	Johnson, H.	Olin	Thorsgard
Dornacker	Kermott	Olson	Tinjum
Eagles	Kingsbury	Opedahl	Twetten
Froeber	Knudson	Peterson	Wagner
Ganser	Kretschmar	Raymond	Watkins
Garnas	LaGrave	Reimers	Winge
Hartl	Larson	Rivinius	Winkjer
Hausauer, A.	Lee	Royse	Mr. Speaker
Hausauer, L.	Linderman	Rundle	

Those voting in the negative were:

Backes	Grubb	Laughlin	Murphy
Erickson	Gunderson	Leibhan	Vander Vorst
Freborg	Hentges	McGauvran	Welder
Gackle	Jaeger	Meyer	Wilkie
Gronneberg	Johnson, K.		

Absent and not voting:

Atkinson	Herman	Laske	Rau
Dotzenrod	Jacobson	Livingston	Rice
Fleming	Kloubec	Lodoen	Rued
Gengler	Lang	Metzger	Timm
Haugland	Langley	Orange	Weber

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. 2005. A Bill for an Act making an appropriation to the board of public school education for defraying expenses of various departments and various divisions thereof, 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, 79; nays, 16; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Gunderson	Laughlin	Rivinius
Austin	Hartl	Leibhan	Royse
Backes	Hausauer, A.	Linderman	Rued
Backlin	Hausauer, L.	Livingston	Rundle
Bassingthwaite	Hendrickson	Lundene	Schindler
Bridston	Hensrud	McGauvran	Scofield
Christensen, H.	Hickle	Marsden	Solberg
Christensen, R.	Hildebrand	Martinson	Stoltenow
Dick	Jacob	Matheny	Stone
Dornacker	Jacobson	Mertens	Streibel
Eagles	Johnson, H.	Metzger	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Nermyr	Tinjum
Froeber	Kingsbury	Olin	Tweten
Gackle	Knudson	Olson	Vander Vorst
Ganser	Kretschmar	Opedahl	Wagner
Garnas	LaGrave	Peterson	Winge
Gengler	Langley	Rau	Winkjer
Gronneberg	Larson	Raymond	Mr. Speaker
Grubb	Laske	Rice	

Those voting in the negative were:

Freborg	Jaeger	Lee	Strinden
Haugland	Jenkins	Lodoen	Watkins
Hentges	Kloubec	Meyer	Welder
Herman	Lang	Murphy	Wilkie

Absent and not voting:

Berg	Hilleboe	Reimers	Weber
Dotzenrod	Orange		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2005 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Procedural Committee on Delayed Bills respectfully reports it has considered a request from Rep. Dornacker for the introduction of a House Concurrent Resolution which request has been approved.

REP. STREIBEL, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Rep. Dornacker, through the Committee on Delayed Bills, introduced:

House Concurrent Resolution No. 3093. A Concurrent Resolution directing the Legislative Council to conduct a study of the taxation of property assessed by the State Board of Equalization.

Was read the first time and referred to the Committee on Finance and Taxation.

REPORTS OF STANDING COMMITTEES

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 be amended as follows:

Of the House amendments as printed on page 1150 through page 1155 of the House Journal.

In the last paragraph of Section 11-15-03.1 following the words "Salaries paid to the sheriffs" delete the word "shall" and insert in lieu thereof the word "may"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

REP. LANG, Chairman

Rep. Kloubec 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. 3091 has had the same under consideration and returns the resolution without recommendation.

REP. HERMAN, Chairman

Rep. Timm moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 1049, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following Conference Committees, on:

Senate Bill No. 2183

Rep. Hendrickson

Rep. Raymond

Rep. McGauvran

Senate Bill No. 2035

Rep. Hentges

Rep. Winkjer

Rep. Bassingthwaite

House Bill No. 1007

Rep. L. Hausauer

Rep. Tweten

Rep. Mertens

House Bill No. 1014

Rep. Wagner

Rep. Solberg

Rep. Kingsbury

House Bill No. 1049

Rep. Hilleboe

Rep. Jenkins

Rep. Bassingthwaite

Senate Bill No. 2051

Rep. K. Johnson

Rep. Murphy

Rep. Livingston

Senate Bill No. 2027
 Rep. Dornacker
 Rep. Royse
 Rep. Winge

PRESENTATION OF PETITIONS AND COMMUNICATIONS

Rep. Hensrud moved that the following communication be printed in the Journal.

LEGISLATIVE ASSEMBLY
 State of North Dakota
 Bismarck

Mr. Robert O'Connell
 Department of Transportation
 Traffic Safety Administration
 Lakewood, Colorado

Dear Mr. O'Connell:

This letter is written in response to a recent telegram from Mr. Frank D. Altovelli of the National Highway Traffic Safety Administration addressed to Governor Link in regard to motor vehicle inspection programs in North Dakota and their compliance with federal standards in the highway safety field.

As you know, the North Dakota Highway Patrol conducts a random motor vehicle inspection program covering approximately 10 percent of the motor vehicles in North Dakota. As the Chairman of the Committee on Transportation of the House of Representatives, I am recommending that the Legislative Council's Committee on Transportation conduct a study and review of the current North Dakota motor vehicle inspection program for the purpose of recommending and implementing an improved and upgraded motor vehicle inspection program for the State.

Sincerely,
 Representative I. O. Hensrud
 Chairman
 Committee on Transportation

POINT OF PERSONAL PRIVILEGE

Rep. Stoltenow: "Mr. Speaker, Members of the Assembly:

"I just want to call your attention to two conversations that have come my way. During the past ten days, I have had the privilege of working with various members of the Education Committee in regard to Senate Bill No. 2026, and through that I have come in contact with school boards and individuals throughout the various sections of North Dakota. Therefore, I can speak on these as not being from the schools from my district, but these particular schools and communities happen to be in some of your districts and not mine. In the two conversations I want to bring to your attention, one is with a member of a city board in a particular community who said that after the passage of 2026, they would really not be too concerned about raising the valuation in their particular city because every time they did raise the valuation of property in their city, they would then get that much less funding from the Equalization Fund for education for that particular school district.

"The second conversation came about when an individual happened to see some of the material that has come to your desks, and that was in regard to educating children in various sized schools.

With the passage of 2026, this school board was giving real consideration to moving part of the high school students into another building so that they could get the higher payments available to them for those students that would be enrolled in that particular school with less than 74 students in attendance.

"I want you to take a real good look at 2026 in the next couple of days, and see some of the ramifications that are involved."

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3092

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2002

Senate Bill No. 2004

Senate Bill No. 2006

Senate Bill No. 2008

Senate Bill No. 2010

Senate Bill No. 2011

Senate Bill No. 2012

Senate Bill No. 2015

Senate Bill No. 2074

Senate Bill No. 2318

Senate Bill No. 2380

Senate Bill No. 2393

Senate Bill No. 2400

Senate Concurrent Resolution No. 4068

Senate Concurrent Resolution No. 4069

Senate Concurrent Resolution No. 4072

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2096

Senate Concurrent Resolution No. 4033

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged.

Senate Concurrent Resolution No. 4078

ROY GILBREATH, Chief Clerk

House Chamber

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. 2026:

Rep. Knudson

Rep. Erickson

Rep. Jacobson

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has reconsidered the action by which House Bill No. 1392 lost, and subsequently by which the House concurred in the Senate amendments.

The House now refused to concur in the Senate amendments to House Bill No. 1392, and has appointed the following to a conference to act with a like conference committee from the Senate:

Rep. Larson

Rep. Hildebrand

Rep. McGauvran

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1037

House Bill No. 1291

House Bill No. 1398

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 1420 and 1489.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: It is an honor to inform you that the Speaker has made a change in the Conference Committee appointed on House Bill No. 1464. Rep. Jacobson replaces Rep. Tinjum.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 1429.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bills Nos. 1007, 1014 and 1049 and the Speaker has appointed as a conference committee to act with a like committee from the Senate:

On House Bill No. 1007:

Rep. A. Hausauer

Rep. Tweten

Rep. Mertens

On House Bill No. 1014:

Rep. Wagner

Rep. Solberg

Rep. Kingsbury

On House Bill No. 1049:

Rep. Hilleboe

Rep. Jenkins

Rep. Bassingthwaite

ROY GILBREATH, Chief Clerk

House Chamber

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. 2027

Rep. Dornacker

Rep. Royse

Rep. Winge

Senate Bill No. 2035

Rep. Hentges

Rep. Winkjer

Rep. Bassingthwaite

Senate Bill No. 2051

Rep. K. Johnson

Rep. Murphy

Rep. Livingston

Senate Bill No. 2183
 Rep. Hendrickson
 Rep. Raymond
 Rep. McGauvran

ROY GILBREATH, Chief Clerk
 PRESENTATION OF PETITIONS AND
 COMMUNICATIONS
 STATE OF NORTH DAKOTA
 Executive Office
 Bismarck

The Honorable A. G. Bunker
 Speaker of the House
 North Dakota House of Representatives
 Bismarck, North Dakota 58501

Dear Mr. Speaker:

This is to inform you that on March 9, 1973, I signed:
 House Bill No. 1041

Sincerely yours,
 ARTHUR A. LINK
 Governor

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1010
 House Bill No. 1084
 House Bill No. 1094
 House Bill No. 1109
 House Bill No. 1210
 House Bill No. 1226
 House Bill No. 1253
 House Bill No. 1263
 House Bill No. 1278
 House Bill No. 1312
 House Bill No. 1315
 House Bill No. 1338
 House Bill No. 1352
 House Bill No. 1360
 House Bill No. 1361
 House Bill No. 1363
 House Bill No. 1386
 House Bill No. 1428
 House Bill No. 1434
 House Bill No. 1493

And finds the same correctly enrolled.

REP. MIEDEMA, Chairman

Rep. Thorsgard 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. 1458

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Rep. Thorsgard 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. 1010
 House Bill No. 1084
 House Bill No. 1094
 House Bill No. 1109
 House Bill No. 1210
 House Bill No. 1226
 House Bill No. 1253

House Bill No. 1263
 House Bill No. 1278
 House Bill No. 1312
 House Bill No. 1315
 House Bill No. 1338
 House Bill No. 1352
 House Bill No. 1360
 House Bill No. 1361
 House Bill No. 1363
 House Bill No. 1386
 House Bill No. 1428
 House Bill No. 1434
 House Bill No. 1458
 House Bill No. 1493

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE
 House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1010
 House Bill No. 1084
 House Bill No. 1094
 House Bill No. 1109
 House Bill No. 1210
 House Bill No. 1226
 House Bill No. 1253
 House Bill No. 1263
 House Bill No. 1278
 House Bill No. 1312
 House Bill No. 1315
 House Bill No. 1338
 House Bill No. 1352
 House Bill No. 1360
 House Bill No. 1361
 House Bill No. 1363
 House Bill No. 1386
 House Bill No. 1428
 House Bill No. 1434
 House Bill No. 1458
 House Bill No. 1493

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
 Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1010
 House Bill No. 1084
 House Bill No. 1094
 House Bill No. 1109
 House Bill No. 1210
 House Bill No. 1226
 House Bill No. 1253
 House Bill No. 1263
 House Bill No. 1278
 House Bill No. 1312
 House Bill No. 1315
 House Bill No. 1338
 House Bill No. 1352
 House Bill No. 1360
 House Bill No. 1361
 House Bill No. 1363

House Bill No. 1386
House Bill No. 1428
House Bill No. 1434
House Bill No. 1458
House Bill No. 1493
Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2009
Senate Bill No. 2020
Senate Bill No. 2045
Senate Bill No. 2097
Senate Bill No. 2137
Senate Bill No. 2151
Senate Bill No. 2154
Senate Bill No. 2185
Senate Bill No. 2204
Senate Bill No. 2243
Senate Bill No. 2252
Senate Bill No. 2317
Senate Bill No. 2321
Senate Bill No. 2364
Senate Bill No. 2375
Senate Bill No. 2376
Senate Bill No. 2406
Senate Bill No. 2413

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 Bill No. 2009
Senate Bill No. 2020
Senate Bill No. 2045
Senate Bill No. 2097
Senate Bill No. 2137
Senate Bill No. 2151
Senate Bill No. 2154
Senate Bill No. 2185
Senate Bill No. 2204
Senate Bill No. 2243
Senate Bill No. 2252
Senate Bill No. 2317
Senate Bill No. 2321
Senate Bill No. 2364
Senate Bill No. 2375
Senate Bill No. 2376
Senate Bill No. 2406
Senate Bill No. 2413

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2009
Senate Bill No. 2020
Senate Bill No. 2045
Senate Bill No. 2097
Senate Bill No. 2137
Senate Bill No. 2151
Senate Bill No. 2154

Senate Bill No. 2185
 Senate Bill No. 2204
 Senate Bill No. 2243
 Senate Bill No. 2252
 Senate Bill No. 2317
 Senate Bill No. 2321
 Senate Bill No. 2364
 Senate Bill No. 2375
 Senate Bill No. 2376
 Senate Bill No. 2406
 Senate Bill No. 2413

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1010
 House Bill No. 1084
 House Bill No. 1094
 House Bill No. 1109
 House Bill No. 1210
 House Bill No. 1226
 House Bill No. 1253
 House Bill No. 1263
 House Bill No. 1278
 House Bill No. 1312
 House Bill No. 1315
 House Bill No. 1338
 House Bill No. 1352
 House Bill No. 1360
 House Bill No. 1361
 House Bill No. 1363
 House Bill No. 1386
 House Bill No. 1428
 House Bill No. 1434
 House Bill No. 1458
 House Bill No. 1493

Were delivered to the Governor for his approval at the hour of 4:10 o'clock p.m., March 13, 1973.

REP. MIEDEMA, Chairman

Rep. Streibel moved that the House stand recessed to a time certain, and the time certain to be set by the Speaker, which motion prevailed.

The House stood recessed.

The House reconvened pursuant to recess taken, with Speaker Bunker presiding.

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 13, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. John Miller, Baptist Pastor, Mandan.

The Speaker announced that for want of a quorum, the House could not conduct its business.

Rep. Streibel moved that the House stand recessed until 9:30 a.m., Wednesday, March 14, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk

**FIFTY-FIRST DAY AFTER RECESS
AND FIFTY-SECOND DAY**

Bismarck, March 14, 1973

The House reconvened at 9:30 a.m., pursuant to recess taken, with Speaker Bunker presiding.

Roll was called, and all members were present except Reps. Bassingthwaite, Berg, Gronneberg, Grubb, Hensrud, Hilleboe, Jaeger, Leibhan, Lundene, Rice, and Tinjum.

A quorum was declared by the Speaker.

ANNOUNCEMENT

Speaker Bunker announced the Committee on Appropriations would be excused temporarily.

REVISION AND CORRECTION OF THE JOURNAL

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 1294, line 22, delete the numeral "1214" and insert in lieu thereof the numeral "1014"

Page 1302, line 33, delete the numeral "35" and insert in lieu thereof the numeral "36"

Page 1302, line 34, delete the numeral "4" and insert in lieu thereof the numeral "3"

Page 1306, delete lines 51, 52 and 53, and insert in lieu thereof the following:

"House Bill No. 1429. A Bill for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code and to repeal section 57-46-01 of the North Dakota Century Code, relating to military income exempt from the income tax; and to provide an effective date."

And when so corrected recommends that the same be approved.

REP. GUNDERSON, Chairman

Rep. Rued moved that the report be adopted, which motion prevailed.

REVISION AND CORRECTION OF THE JOURNAL

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. GUNDERSON, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

Amenia, North Dakota

Representative Art Bunker
 Speaker of the House
 And all Legislative members:

Setting Tuesday, March 13th, as a day in memory of Floyd Poyzer is an expression of your sympathy we will always remember.

Floyd fulfilled every minute of his life. Because of his love for the people, he considered it a great privilege to serve as your Representative for the State he loved so much.

May God give each and every one of you the needed strength to complete your final week of work.

Thank you.

Sincerely,
 Myrtle Poyzer
 Al and Denny

STATE OF NORTH DAKOTA
 Executive Office
 Bismarck

The Honorable A. G. Bunker
 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, 1973, I signed the following:

House Bill No. 1012
 House Bill No. 1033
 House Bill No. 1055
 House Bill No. 1058
 House Bill No. 1077
 House Bill No. 1079
 House Bill No. 1091
 House Bill No. 1097
 House Bill No. 1132
 House Bill No. 1166
 House Bill No. 1175
 House Bill No. 1176
 House Bill No. 1188
 House Bill No. 1202
 House Bill No. 1220
 House Bill No. 1276
 House Bill No. 1284
 House Bill No. 1320
 House Bill No. 1384
 House Bill No. 1388
 House Bill No. 1391
 House Bill No. 1433
 House Bill No. 1479
 House Bill No. 1516
 House Bill No. 1519

Sincerely yours,
 ARTHUR A. LINK
 Governor

STATE OF NORTH DAKOTA
 Executive Office
 Bismarck

The Honorable A. G. Bunker
 Speaker of the House
 North Dakota House of Representatives
 Bismarck, North Dakota 58501

Dear Mr. Speaker:

This is to inform you that on March 13, 1973, I signed the following:

House Bill No. 1092
 House Bill No. 1158
 House Bill No. 1319
 House Bill No. 1380
 House Bill No. 1426
 House Bill No. 1509

I also forwarded without signature, House Bill 1324.

Sincerely yours,
 ARTHUR A. LINK
 Governor

STATE OF NORTH DAKOTA
 Executive Office
 Bismarck

The Honorable A. G. Bunker
 Speaker of the House
 North Dakota House of Representatives
 Bismarck, North Dakota 58501

Dear Mr. Speaker:

This is to inform you that on March 10, 1973, I signed the following:

House Bill No. 1110
 House Bill No. 1111
 House Bill No. 1114
 House Bill No. 1136
 House Bill No. 1334
 House Bill No. 1347
 House Bill No. 1368
 House Bill No. 1510
 House Bill No. 1515
 House Bill No. 1526

On March 11, 1973, I signed the following:

House Bill No. 1162
 House Bill No. 1184
 House Bill No. 1214
 House Bill No. 1252
 House Bill No. 1265
 House Bill No. 1279
 House Bill No. 1370
 House Bill No. 1487

Sincerely yours,
 ARTHUR A. LINK
 Governor

SIXTH ORDER OF BUSINESS

Rep. Kloubec has moved that the amendments to Senate Bill No. 2335 as recommended by the Committee on Political Subdivisions as printed on page 1325 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 1102, which motion prevailed.

Rep. Dornacker moved that the rules be suspended, and House Bill No. 1102 be considered properly re-engrossed and placed on today's calendar, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following Conference Committee:

On Senate Bill No. 2074
 Rep. Herman
 Rep. Rued
 Rep. Gengler

MOTION

Rep. Streibel moved that the House stand at ease, subject to the call of the Chair, which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bunker presiding.

MESSAGES FROM THE SENATE

Mr. Speaker: I have the honor to transmit herewith the following Senate Bill No. 2075
Senate Bill No. 2219

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following House Bill No. 1030
House Bill No. 1037
House Bill No. 1291
House Bill No. 1398

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to

Senate Bill No. 2006
Senate Bill No. 2008
Senate Bill No. 2010
Senate Bill No. 2318
Senate Concurrent Resolution No. 4069

refused to concur in the House amendment to

Senate Bill No. 2002
Senate Bill No. 2004
Senate Bill No. 2011
Senate Bill No. 2012
Senate Bill No. 2015

And the President has appointed as a conference committee to act with a like committee from the House, on:

Senate Bill No. 2002
Senator Strinden
Senator Coughlin
Senator Larson

Senate Bill No. 2004
Senator Melland
Senator Thane
Senator Erdman

Senate Bill No. 2011
Senator Thane
Senator Naaden
Senator Larson

Senate Bill No. 2012
Senator Lips
Senator Melland
Senator Larson

Senate Bill No. 2015
Senator Wenstrom
Senator Thane
Senator Larson

LEO LEIDHOLM, Secretary

Senate Chamber

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. 1392
 Senator Solberg
 Senator Strand
 Senator Berube

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 2393
 Refused to concur in the House amendment to:
 Senate Bill No. 2074
 Senate Bill No. 2283
 Senate Bill No. 2380
 Senate Bill No. 2400

And the President has appointed as a conference committee to act with a like committee from the House, on:

Senate Bill No. 2074
 Senator Jacobson
 Senator Kautzmann
 Senator Gronhovd

Senate Bill No. 2283
 Senator Melland
 Senator Longmire
 Senator Erdman

Senate Bill No. 2380
 Senator Butler
 Senator Goodman
 Senator Shablow

Senate Bill No. 2400
 Senator Nething
 Senator Kautzmann
 Senator Gronhovd

LEO LEIDHOLM, Secretary

Senate Chamber

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. 1007
 House Bill No. 1014
 House Bill No. 1049
 House Bill No. 1331
 House Bill No. 1007
 Senator Longmire
 Senator Coughlin
 Senator Larson

House Bill No. 1014
 Senator Lips
 Senator Page
 Senator Erdman

House Bill No. 1049
 Senator Longmire
 Senator Ringsak
 Senator Barth

House Bill No. 1331
 Senator Iszler
 Senator Smykowski
 Senator Redlin

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed Senator Wright and Senator Iszler to replace Senator Nasset and Senator Smykowski on the Conference Committee on Senate Bill No. 2051.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Concurrent Resolution No. 3090
House Concurrent Resolution No. 3092
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1123
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3091. A Concurrent Resolution urging the Commissioner of Insurance to rescind his order prohibiting claim-free credits on crop hail insurance policies.

Was read the second time.

Rep. Fleming requested that the following remarks be printed in the Journal.

Rep. Fleming: "Mr. Speaker, Members of the Assembly:

"The farmers of North Dakota have been dealt a serious financial setback by actions taken by the Insurance Commissioner of North Dakota. Beginning March 9, 1973, every farmer who buys crop hail insurance in North Dakota will eventually be paying more for his insurance due to an administrative action taken by him. The Commissioner has decreed that no company may give the farmers of North Dakota a discount or deviation from the published rates on new crop hail policies written after March 9, 1973, and on existing policies as they expire. For the past ten years the department has allowed up to a 15% claim free discount for not reporting losses. This is represented by a multi-million dollar savings to the North Dakota farmer during this period of time. Further the Commissioner has decreed that all term policies in force cannot carry coverage over for the following season unless a new endorsement has been signed. This will cost the farmer more money in uncovered losses. One company paid more than \$25,000 to farmers who had not endorsed their crop hail policies for 1972 at the time of loss but yet were paid. Multiply this by all of the other companies and you can readily see that this action alone could put some farmer out of business due to an uninsured loss.

"Further the Commissioner has decreed that no company may offer immediate coverage. The Commissioner on March 1, 1973, issued a nine-point set of guidelines to all crop hail insurance companies to be effective March 9, 1973, that all business written after that date must be on an annual policy and at annual rates. With that deadline in mind one company told their agents to go out and write new business before March 9. On March 8, Deputy Commissioner Hull called this company and told them they could not issue these policies. A direct reversal from the March 1 directive.

"The actions taken by Commissioner Wigen and his Deputy Hull will make the crop hail companies more money at the direct expense of the North Dakota farmer. In Mr. Wigen's directive, he referred to these actions as to be in the best interest of the insured, but it is not, it is in the best interest of the company. Here is why: The discounts granted last year by one crop hail company in North

Dakota saved farmers a total of \$60,774 from the published rate used by the majority of all companies in North Dakota. This company wrote about 5% of the total premiums in 1972 in North Dakota. Multiply this figure by the rest of the companies giving discounts and the amount would easily exceed one million dollars. After March 9, the North Dakota farmer will be obliged to pay this money in additional premiums.

"A filing was made in February by a rating organization with new rates and loss free credits, but the Commissioner has disapproved this and ordered the rating organization to refile in accordance with his guidelines.

"Mr. Wigen justifies his action by saying there will be a 5% overall reduction in hail insurance rates in North Dakota. However there are companies doing business in North Dakota who would be willing to offer the claim free discount even though the general hail rates will be reduced 5%.

"In a nutshell, Commissioner Wigen proposes, in the long run, by elimination of the 15% claim free discount to increase the crop hail insurance rates in North Dakota by 15% of what they otherwise could be, and to restrict the crop hail insurance condition and coverages.

"Mr. Speaker and members of the Assembly, I ask for your support to pass this resolution to urge the Commissioner to rescind Insurance Department Bulletin, Number 13. It is the insurance companies doing business in North Dakota who will gain, not the farmers. Why increase crop hail premiums by one million dollars, restrict policy conditions and victimize the North Dakota farmer. It is high time Commissioner Wigen listen to the farmer's side of this matter."

Rep. Weber requested a recorded roll call vote.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 48; nays, 45; absent and not voting, 8.

Those voting in the affirmative were:

Backes	Hildebrand	McGauvran	Schindler
Bassingthwaite	Jaeger	Martinson	Solberg
Berg	Johnson, H.	Matheny	Stone
Christensen, R.	Johnson, K.	Mertens	Streibel
Dornacker	Kingsbury	Meyer	Thorsgard
Dotzenrod	Lang	Murphy	Tinjum
Fleming	Langley	Olson	Tweten
Gengler	Laughlin	Opedahl	Vander Vorst
Gronneberg	Leibhan	Orange	Weber
Haugland	Linderman	Rau	Welder
Hausauer, A.	Livingston	Rivinius	Wilkie
Hickle	Lundene	Rundle	Winge

Those voting in the negative were:

Atkinson	Gunderson	Kretschmar	Rice
Austin	Hartl	LaGrave	Royce
Backlin	Hausauer, L.	Larson	Rued
Bridston	Hendrickson	Laske	Scofield
Christensen, H.	Hentges	Lee	Stoltenow
Eagles	Herman	Lodoen	Strinden
Freborg	Hilleboe	Marsden	Timm
Froeber	Jacob	Nermyr	Wagner
Gackle	Jenkins	Peterson	Watkins
Ganser	Kermott	Raymond	Winkjer
Garnas	Kloubec	Reimers	Mr. Speaker
Grubb			

Absent and not voting:

Dick	Hensrud	Knudson	Miedema
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Erickson Jacobson Metzger Olin

So the House Concurrent Resolution was declared adopted.

Rep. Herman moved that the vote by which House Concurrent Resolution No. 3091 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2256. 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, 87; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rued
Austin	Hausauer, A.	Leibhan	Rundle
Backlin	Hendrickson	Linderman	Schindler
Bassingthwaite	Hentges	Livingston	Scofield
Berg	Herman	Lodoen	Solberg
Bridston	Hickle	Lundene	Stoltenow
Christensen, H.	Hilleboe	McGauvran	Stone
Christensen, R.	Jacob	Marsden	Streibel
Dornacker	Jaeger	Martinson	Strinden
Dotzenrod	Jenkins	Matheny	Thorsgard
Eagles	Johnson, H.	Meyer	Timm
Fleming	Johnson, K.	Miedema	Tinjum
Freborg	Kermott	Murphy	Vander Vorst
Froeber	Kingsbury	Nermyr	Wagner
Gackle	Kloubec	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Rau	Wilkie
Gronneberg	Langley	Raymond	Winge
Grubb	Larson	Reimers	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Hartl	Laughlin	Roysce	

Absent and not voting:

Backes	Hensrud	Mertens	Peterson
Dick	Hildebrand	Metzger	Rivinius
Erickson	Jacobson	Olin	Twetén
Hausauer, L.	Knudson		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2256 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2278. A Bill for an Act to create and enact section 2-07-06.4, 2-07-06.5, 2-07-06.6, and 2-07-06.7, and to amend and reenact section 2-07-06, subsections 2 and 3 of section 2-07-06.1, and sections 2-07-06.2, 2-07-06.3, 2-07-08, 2-07-09, and 2-07-10 of the North Dakota Century Code, relating to the creation of a weather modification authority, continuation of an authority, contents of the petition, powers of the authority, liability for activities, and providing procedures for abolishment.

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, 16; absent and not voting, 11.

Those voting in the affirmative were:

Atkinson	Gunderson	Leibhan	Rued
Austin	Hartl	Linderman	Rundle
Backes	Haugland	Livingston	Scofield
Backlin	Hendrickson	Lodoen	Solberg
Bassingthwaite	Herman	Lundene	Stone
Berg	Hickle	McGauvran	Streibel
Bridston	Hildebrand	Matheny	Strinden
Christensen, H.	Jacob	Meyer	Thorsgard
Christensen, R.	Jenkins	Olin	Timm
Dick	Johnson, H.	Olson	Tinjum
Dotzenrod	Johnson, K.	Opedahl	Vander Vorst
Eagles	Kermott	Orange	Wagner
Fleming	Kingsbury	Peterson	Watkins
Freborg	Kretschmar	Rau	Weber
Froeber	LaGrave	Reimers	Wilkie
Ganser	Lang	Rice	Winge
Garnas	Langley	Rivinius	Winkjer
Gengler	Laughlin	Royse	Mr. Speaker
Gronneberg	Lee		

Those voting in the negative were:

Gackle	Hilleboe	Marsden	Nermyr
Grubb	Jaeger	Martinson	Raymond
Hausauer, A.	Kloubec	Metzger	Schindler
Hentges	Laske	Murphy	Weider

Absent and not voting:

Dornacker	Hensrud	Larson	Stoltenow
Erickson	Jacobson	Mertens	Tweten
Hausauer, L.	Knudson	Miedema	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2278 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following Conference Committees:

On Senate Bill No. 2002:

Rep. Jenkins
Rep. Freborg
Rep. Mertens

On Senate Bill No. 2004:

Rep. Miedema
Rep. Marsden
Rep. Opedahl

On Senate Bill No. 2011:

Rep. Bridston
Rep. Fleming
Rep. Hartl

On Senate Bill No. 2012:

Rep. Wagner
Rep. Peterson
Rep. Solberg

On Senate Bill No. 2015:

Rep. Olin
Rep. Tweten
Rep. Thorsgard

On Senate Bill No. 2283:
Rep. Jenkins
Rep. Marsden
Rep. H. Johnson

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:
Senate Bill No. 2421

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2001
Senate Bill No. 2005
Senate Bill No. 2116

ROY GILBREATH, Chief Clerk

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4066. A Concurrent Resolution commending the North Dakota Congressional Delegation for its opposition to President Richard M. Nixon's budget cuts affecting rural America.

Was read the second time.

Rep. Vander Vorst requested a recorded roll call vote.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 44; nays, 52; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hickle	Leibhan	Rivinius
Austin	Hildebrand	Linderman	Royse
Backes	Jacobson	Livingston	Rundle
Bassingthwaite	Johnson, H.	Lundene	Scofield
Dotzenrod	Johnson, K.	McGauvran	Solberg
Fleming	Knudson	Matheny	Tinjum
Gackle	Kretschmar	Meyer	Vander Vorst
Gengler	Langley	Olson	Weber
Gronneberg	Laske	Opedahl	Wilkie
Haugland	Laughlin	Orange	Winge
Hausauer, A.	Lee	Peterson	Winkjer

Those voting in the negative were:

Backlin	Grubb	LaGrave	Rice
Berg	Gunderson	Lang	Rued
Bridston	Hartl	Larson	Schindler
Christensen, H.	Hendrickson	Lodoen	Stoltenow
Christensen, R.	Hentges	Marsden	Stone
Dick	Herman	Martinson	Streibel
Dornacker	Hilleboe	Metzger	Strinden
Eagles	Jacob	Miedema	Thorsgard
Erickson	Jaeger	Murphy	Timm
Freborg	Jenkins	Nermyr	Wagner
Froeber	Kermott	Rau	Watkins
Ganser	Kingsbury	Raymond	Welder
Garnas	Kloubec	Reimers	Mr. Speaker

Absent and not voting:

Hausauer, L.	Mertens	Olin	Tweten
Hensrud			

So the Senate Concurrent Resolution was declared lost.

Rep. Streibel moved that the vote by which Senate Concurrent

Resolution No. 4066 was lost be reconsidered and the motion to re-consider be laid on the table.

Which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 3093 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Council Resolutions Committee.

REP. DORNACKER, Chairman

Rep. Garnas moved that the report be adopted, which motion prevailed and the report was adopted.

House Concurrent Resolution No. 3093 was re-referred to the Committee on Legislative Council Resolutions.

MOTION

Rep. Streibel moved that the rules be suspended, and that Senate Bill No. 2335 be placed on the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2335. A Bill for an Act to provide for the salary of the clerk of the district court; and to amend and reenact subsections 1 and 2 of section 11-10-10 and section 11-15-03.1 of the North Dakota Century Code, relating to the compensation of sheriffs and other elected county 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, 89; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson	Rice
Austin	Hartl	Laske	Rivinius
Backes	Haugland	Lee	Royse
Backlin	Hausauer, A.	Leibhan	Rued
Bassingthwaite	Hendrickson	Linderman	Rundle
Berg	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Scofield
Christensen, H.	Hickle	Lundene	Stoltenow
Christensen, R.	Hildebrand	McGauvran	Stone
Dick	Jacob	Marsden	Streibel
Dornacker	Jacobson	Martinson	Strinden
Dotzenrod	Jenkins	Matheny	Thorsgard
Eagles	Johnson, H.	Metzger	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Nermyr	Vander Vorst
Freborg	Kingsbury	Olson	Wagner
Froeber	Kloubec	Opedahl	Watkins
Gackle	Knudson	Orange	Weber
Ganser	Kretschmar	Peterson	Welder
Garnas	LaGrave	Rau	Winge
Gengler	Lang	Raymond	Winkjer
Gronneberg	Langley	Reimers	Mr. Speaker
Grubb			

Those voting in the negative were:

Jaeger	Meyer	Solberg	Wilkie
Laughlin			

Absent and not voting:

Hausauer, L.	Hilleboe	Murphy	Tweten
Hensrud	Mertens	Olin	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2335 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1102. A Bill for an Act to amend and reenact sections 58-05-02 and 58-05-18 of the North Dakota Century Code, relating to the office of township assessor and authorizing townships to contract for the performance of the duties of the assessor.

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, 1; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Royse
Austin	Haugland	Laughlin	Rued
Backes	Hausauer, A.	Leibhan	Rundle
Backlin	Hausauer, L.	Linderman	Schindler
Bassingthwaite	Hendrickson	Livingston	Scofield
Berg	Hentges	Lodoen	Solberg
Bridston	Herman	McGauvran	Stoltenow
Christensen, H.	Hickle	Marsden	Stone
Christensen, R.	Hildebrand	Martinson	Streibel
Dick	Jacob	Matheny	Strinden
Dornacker	Jacobson	Metzger	Thorsgard
Dotzenrod	Jaeger	Meyer	Timm
Eagles	Jenkins	Miedema	Tinjum
Erickson	Johnson, H.	Murphy	Tweten
Fleming	Johnson, K.	Nermyr	Vander Vorst
Freborg	Kermott	Olin	Wagner
Froeber	Kingsbury	Opedahl	Watkins
Gackle	Kloubec	Orange	Weber
Ganser	Knudson	Peterson	Welder
Garnas	Kretschmar	Rau	Wilkie
Gengler	LaGrave	Raymond	Winge
Gronneberg	Lang	Reimers	Winkjer
Grubb	Langley	Rice	Mr. Speaker
Gunderson	Larson	Rivinius	

Those voting in the negative were:

Lundene

Absent and not voting:

Hensrud	Lee	Mertens	Olson
Hilleboe			

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1102 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

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 Bunker presiding.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to:

Senate Concurrent Resolution No. 4072

And the President has appointed as a conference committee to act with a like committee from the house.

Senator Iszler
 Senator Wright
 Senator Hoffner

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee reports on:

Senate Bill No. 2007
 Senate Bill No. 2027
 Senate Bill No. 2113
 Senate Bill No. 2269
 Senate Bill No. 2386
 Senate Concurrent Resolution No. 4008

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

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
 Senate Bill No. 2004
 Senate Bill No. 2011
 Senate Bill No. 2012
 Senate Bill No. 2015
 Senate Bill No. 2074
 Senate Bill No. 2283

Senate Bill No. 2002
 Rep. Jenkins
 Rep. Freborg
 Rep. Mertens

Senate Bill No. 2004
 Rep. Miedema
 Rep. Marsden
 Rep. Opedahl

Senate Bill No. 2011
 Rep. Bridston
 Rep. Fleming
 Rep. Hartl

Senate Bill No. 2012
 Rep. Wagner
 Rep. Peterson
 Rep. Solberg

Senate Bill No. 2015
 Rep. Olin
 Rep. Tweten
 Rep. Thorsgard

Senate Bill No. 2074
 Rep. Herman
 Rep. Rued
 Rep. Gengler

Senate Bill No. 2283
 Rep. Jenkins
 Rep. Marsden
 Rep. H. Johnson

ROY GILBREATH, Chief Clerk

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 House Bill No. 1001 be amended as follows:

On page 2, line 11 delete the figure "199,493" and insert in lieu thereof the figure "215,000"

On page 2, line 13 delete the figure "10,000" and insert in lieu thereof the figure "14,000"

On page 2, line 14 delete the figure "5,000" and insert in lieu thereof the figure "8,000"

On page 2, line 16 delete the figure "249,993" and insert in lieu thereof the figure "272,500"

On page 3, line 5 delete the figure "613,162" and insert in lieu thereof the figure "638,162"

On page 3, line 9 delete the figure "80,000" and insert in lieu thereof the figure "55,000"

On page 3, line 17 delete the figure "3,000" and insert in lieu thereof the figure "5,000"

On page 3, line 19 delete the figure "208,655" and insert in lieu thereof the figure "210,655"

On page 4, line 7 delete the figure "2,090,191" and insert in lieu thereof the figure "2,312,800"

On page 4, line 8 delete the figure "334,439" and insert in lieu thereof the figure "618,219"

On page 4, line 9 delete the figure "168,006" and insert in lieu thereof the figure "189,006"

On page 4, line 10 delete the figure "35,813" and insert in lieu thereof the figure "44,392"

On page 4, line 12 delete the figure "2,761,932" and insert in lieu thereof the figure "3,297,900"

On page 4, line 13 delete the figure "1,855,245" and insert in lieu thereof the figure "2,391,213"

On page 4, line 26 delete the figure "316,360" and insert in lieu thereof the figure "356,360"

On page 4, line 31 delete the figure "376,632" and insert in lieu thereof the figure "416,632"

On page 5, line 8, delete the figure "846,712" and insert in lieu thereof the figure "860,578"

On page 5, line 12, delete the figure "1,061,945" and insert in lieu thereof the figure "1,075,811"

On page 5, line 24, delete the figure "29,000" and insert in lieu thereof the figure "21,800"

On page 5, line 25, delete the figure "544,989" and insert in lieu thereof the figure "537,789"

On page 5, line 27, delete the figure "494,711" and insert in lieu thereof the figure "487,511"

On page 5, line 29, delete the figure "8,750,817" and insert in lieu thereof the figure "8,643,565"

On page 5, line 31, delete the figure "2,225,635" and insert in lieu thereof the figure "2,940,028"

On page 5, line 32, delete the figure "10,976,452" and insert in lieu thereof the figure "11,583,593"

For the Senate

Senator R. Melland
 Senator R. Thane
 Senator W. Erdman

For the House

Rep. V. Wagner
 Rep. L. Hausauer
 Rep. O. Opedahl

Rep. Wagner moved that the report be adopted, which motion prevailed.

MOTION

Rep. Wagner moved that the rules be suspended, and the amendments to House Bill No. 1001, as amended in Conference Committee, be adopted, and that House Bill No. 1001 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1001. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, 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, 84; nays, 9; absent and not voting, 8.

Those voting in the affirmative were:

Atkinson	Gunderson	Laske	Reimers
Austin	Hartl	Laughlin	Rivinius
Backlin	Haugland	Lee	Royse
Bassingthwaite	Hausauer, A.	Leibhan	Rued
Berg	Hausauer, L.	Linderman	Scofield
Bridston	Hendrickson	Livingston	Solberg
Christensen, H.	Herman	Lodoen	Stoltenow
Christensen, R.	Hickle	Lundene	Stone
Dick	Hildebrand	McGauvran	Streibel
Dornacker	Jacob	Marsden	Strinden
Dotzenrod	Jacobson	Martinson	Thorsgard
Eagles	Jenkins	Matheny	Timm
Erickson	Johnson, H.	Mertens	Tinjum
Fleming	Kermott	Meyer	Vander Vorst
Freborg	Kingsbury	Miedema	Wagner
Froeber	Kloubec	Nermyr	Watkins
Gackle	Knudson	Olin	Weber
Ganser	Kretschmar	Olson	Welder
Garnas	LaGrave	Opedahl	Winge
Gengler	Lang	Peterson	Winkjer
Gronneberg	Larson	Raymond	Mr. Speaker

Those voting in the negative were:

Grubb	Metzger	Rice	Schindler
Jaeger	Murphy	Rundle	Wilkie
Johnson, K.			

Absent and not voting:

Backes	Hentges	Langley	Rau
Hensrud	Hilleboe	Orange	Tweten

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1001 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. 1004 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1004 be amended as follows:

On page 1, line 14, delete the figure "323,678" and insert in lieu thereof the figure "327,678"

On page 1, line 16, delete the figure "28,000" and insert in lieu thereof the figure "32,000"

On page 1, line 21, delete the figure "464,978" and insert in lieu thereof the figure "468,978"

For the Senate:

Senator C. Schultz
 Senator Page
 Senator Larson

For the House:

Rep. Jenkins
 Rep. Johnson
 Rep. Kingsbury

Rep. Jenkins moved that the report be adopted, which motion prevailed.

MOTION

Rep. Jenkins moved that the rules be suspended and the amendments to House Bill No. 1004, as amended in Conference Committee, be adopted, and that House Bill No. 1004 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1004. A Bill for an Act making an appropriation for defraying the expenses of the commissioner of university and school lands.

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, 4; absent and not voting, 12.

Those voting in the affirmative were:

Austin	Hartl	Leibhan	Rundle
Backlin	Haugland	Linderman	Schindler
Bassingthwaite	Hausauer, A.	Livingston	Scotfield
Berg	Hausauer, L.	Lodoen	Solberg
Bridston	Herman	Lundene	Stoltenow
Christensen, H.	Hickle	Marsden	Stone
Christensen, R.	Hildebrand	Martinson	Streibel
Dick	Jacob	Matheny	Strinden
Dornacker	Jacobson	Mertens	Thorsgard
Dotzenrod	Jenkins	Metzger	Timm
Eagles	Johnson, H.	Meyer	Tinjum
Erickson	Johnson, K.	Miedema	Tweten
Fleming	Kermott	Nermyr	Vander Vorst
Freborg	Kingsbury	Olin	Wagner
Froeber	Kloubec	Olson	Watkins
Gackle	Knudson	Opedahl	Weber
Ganser	Kretschmar	Peterson	Welder
Garnas	LaGrave	Reimers	Wilkie
Gengler	Lang	Rice	Winge
Gronneberg	Larson	Rivinius	Winkjer
Grubb	Lee	Royse	Mr. Speaker
Gunderson			

Those voting in the negative were:

Jaeger	Laske	Laughlin	Murphy
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Absent and not voting:

Atkinson	Hensrud	Langley	Rau
Backes	Hentges	McGauvran	Raymond
Hendrickson	Hilleboe	Orange	Rued

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1004

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. 1014 has had the same under consideration and recommends that the House do accede with the Senate amendments.

For the Senate:

- Senator Lips
- Senator Page
- Senator Erdman

For the House:

- Rep. Wagner
- Rep. Solberg
- Rep. Kingsbury

Rep. Wagner moved that the report be adopted, which motion prevailed.

MOTION

Rep. Wagner moved that the rules be suspended and the amendments to House Bill No. 1014, as amended in Conference Committee, be adopted, and that House Bill No. 1014 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1014. A Bill for an Act to appropriate money for defraying expenses of various departments and various divisions thereof, 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, 81; nays, 9; absent and not voting, 11.

Those voting in the affirmative were:

Austin	Gunderson	Larson	Rundle
Backlin	Haugland	Laske	Schindler
Bassingthwaite	Hausauer, A.	Leibhan	Scofield
Berg	Hausauer, L.	Linderman	Solberg
Bridston	Hentges	Livingston	Stoltenow
Christensen, H.	Herman	Lodoen	Stone
Christensen, R.	Hickle	Lundene	Streibel
Dick	Hildebrand	Martinson	Strinden
Dornacker	Hilleboe	Matheny	Thorsgard
Dotzenrod	Jacob	Mertens	Timm
Eagles	Jacobson	Metzger	Tinjum
Erickson	Jenkins	Meyer	Vander Vorst
Fleming	Johnson, H.	Miedema	Wagner
Freborg	Johnson, K.	Nermyr	Watkins
Froeber	Kermott	Olin	Weber
Gackle	Kingsbury	Opedahl	Welder
Ganser	Kloubec	Peterson	Wilkie
Garnas	Knudson	Reimers	Winge
Gengler	LaGrave	Rivinius	Winkjer
Gronneberg	Lang	Royse	Mr. Speaker
Grubb			

Those voting in the negative were:

Hartl	Laughlin	Marsden	Olson
Jaeger	Lee	Murphy	Rice
Kretschmar			
Absent and not voting:			
Atkinson	Hensrud	Orange	Rued

Backes	Langley	Rau	Tweten
Hendrickson	McGauvran	Raymond	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1014 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. 1015 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate:
 Senator Lips
 Senator Naaden
 Senator Pyle

For the House:
 Rep. Jenkins
 Rep. Hartl
 Rep. Fleming

Rep. Jenkins moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Jenkins moved that the rules be suspended, and the amendments to House Bill No. 1015, as amended in Conference Committee, be adopted, and that House Bill No. 1015 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1015. A Bill for an Act to appropriate money for defraying expenses of the state water conservation 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, 85; nays, 3; absent and not voting, 13.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Lee	Royse
Austin	Hentges	Leibhan	Rued
Backlin	Herman	Linderman	Rundle
Bridston	Hickle	Livingston	Schindler
Christensen, H.	Hildebrand	Lodoen	Scotfield
Christensen, R.	Hilleboe	Lundene	Solberg
Dick	Jacob	Marsden	Stoltenow
Dotzenrod	Jacobson	Martinson	Stone
Eagles	Jenkins	Matheny	Streibel
Erickson	Johnson, H.	Mertens	Strinden
Fleming	Johnson, K.	Metzger	Timm
Freborg	Kermott	Meyer	Tinjum
Froeber	Kingsbury	Miedema	Vander Vorst
Gackle	Kloubec	Murphy	Wagner
Ganser	Knudson	Nermyr	Watkins
Garnas	Kretschmar	Olson	Weber
Gengler	LaGrave	Opedahl	Welder
Gronneberg	Lang	Peterson	Wilkie
Gunderson	Larson	Reimers	Winge
Hartl	Laske	Rice	Winkjer
Haugland	Laughlin	Rivinius	Mr. Speaker
Hausauer, A.			

Those voting in the negative were:

Bassingthwaite	Grubb	Jaeger
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Backlin	Hartl	Laske	Royse
Bassinghwaite	Haugland	Laughlin	Rued
Berg	Hausauer, A.	Lee	Rundle
Bridston	Hausauer, L.	Leibhan	Schindler
Christensen, H.	Hentges	Linderman	Scofield
Christensen, R.	Herman	Livingston	Solberg
Dick	Hickle	Lodoen	Stone
Dornacker	Hilleboe	Lundene	Streibel
Dotzenrod	Jacob	Marsden	Strinden
Eagles	Jacobson	Matheny	Timm
Erickson	Jaeger	Mertens	Tinjum
Fleming	Jenkins	Metzger	Vander Vorst
Freborg	Johnson, H.	Meyer	Wagner
Froeber	Johnson, K.	Miedema	Watkins
Gackle	Kermott	Murphy	Weber
Ganser	Kingsbury	Nermyr	Welder
Garnas	Kloubec	Olson	Wilkie
Gengler	Kretschmar	Opedahl	Winge
Gronneberg	LaGrave	Peterson	Winkjer
Grubb	Lang	Rice	Mr. Speaker

Those voting in the negative were:

Hildebrand

Absent and not voting:

Atkinson	Knudson	Olin	Reimers
Backes	Langley	Orange	Stoltenow
Hendrickson	McGauvran	Rau	Thorsgard
Hensrud	Martinson	Raymond	Tweten

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1054 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. 1090 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate:

Senator Tweten
 Senator Nasset
 Senator Hoffner

For the House:

Rep. Erickson
 Rep. Eagles
 Rep. McGauvran

Rep. Eagles moved that the report be adopted, which motion prevailed.

MOTION

Rep. Erickson moved that the rules be suspended, and the amendments to House Bill No. 1090, as amended in Conference Committee, be adopted, and that House Bill No. 1090 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1090. A Bill for an Act to create and enact sections 15-59-04.1, 15-59-05.1, and 15-59-06.1 of the North Dakota Century Code, relating to recordkeeping requirements, eligibility for state and federal aid, and the duty of the superintendent of public instruction with regard to special education; and to amend and reenact sections 15-59-01, 15-59-04, 15-59-07, 15-59.1-02, 15-59.1-03, 15-59.1-06,

and 15-59.1-08 of the North Dakota Century Code, relating to definitions, compulsory special education programs, enabling attendance at private schools, financing, elections to remove mill levies, and multiple county boards of special 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, 66; nays, 25; absent and not voting, 10.

Those voting in the affirmative were:

Atkinson	Hartl	Linderman	Rued
Austin	Haugland	Livingston	Rundle
Backes	Hausauer, A.	Lundene	Schindler
Backlin	Herman	Martinson	Scofield
Bassingthwaite	Hildebrand	Matheny	Solberg
Bridston	Jacob	Mertens	Stone
Christensen, H.	Jacobson	Meyer	Streibel
Christensen, R.	Johnson, K.	Miedema	Strinden
Dick	Kermott	Olson	Tinjum
Dotzenrod	Knudson	Opedahl	Wagner
Eagles	Kretschmar	Orange	Watkins
Erickson	LaGrave	Peterson	Weber
Fleming	Lang	Rau	Wilkie
Froeber	Larson	Rice	Winge
Gackle	Laske	Rivinius	Winkjer
Garnas	Laughlin	Roysce	Mr. Speaker
Gengler	Leibhan		

Those voting in the negative were:

Berg	Hausauer, L.	Kingsbury	Murphy
Dornacker	Hentges	Kloubec	Nermyr
Freborg	Hickle	Lee	Stoltenow
Ganser	Jaeger	Lodoen	Timm
Gronneberg	Jenkins	Marsden	Vander Vorst
Grubb	Johnson, H.	Metzger	Welder
Gunderson			

Absent and not voting:

Hendrickson	Langley	Raymond	Thorsgard
Hensrud	McGauvran	Reimers	Tweten
Hilleboe	Olin		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1090 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. 1272 has had the same under consideration and recommends that the Senate recede from its amendments.

For the Senate:

Senator Tweten
 Senator Freed
 Senator Kautzmann

For the House:

Rep. Hilleboe
 Rep. Raymond
 Rep. Orange

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1331 has had the same under consideration and rec-

ommends that the House accede to the Senate amendments on page 1, line 2 and on page 1, line 16

That the Senate recede from its amendments on page 1, line 17

For the Senate:

Senator Iszler
Senator Smykowski
Senator Redlin

For the House:

Rep. Leibhan
Rep. Vander Vorst
Rep. Wilkie

Rep. Leibhan moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Leibhan moved that the rules be suspended, and the amendments to House Bill No. 1331, as amended in Conference Committee, be adopted, and that House Bill No. 1331 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1331. A Bill for an Act to amend and reenact section 60-02-17 of the North Dakota Century Code, relating to grain and seed warehouses, and regulations covering redelivery charges for all grain.

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, 72; nays, 20; absent and not voting, 9.

Those voting in the affirmative were:

Atkinson	Hartl	Laske	Rau
Austin	Haugland	Lee	Reimers
Backlin	Hausauer, L.	Leibhan	Rivinius
Berg	Hentges	Livingston	Royse
Bridston	Herman	Lodoen	Rundle
Christensen, H.	Hickle	Lundene	Scotfield
Christensen, R.	Hildebrand	Marsden	Solberg
Dick	Jacob	Martinson	Stoltenow
Dornacker	Jenkins	Matheny	Stone
Dotzenrod	Johnson, H.	Mertens	Streibel
Eagles	Johnson, K.	Meyer	Strinden
Erickson	Kermott	Miedema	Timm
Fleming	Kingsbury	Murphy	Tinjum
Froeber	Kloubec	Nermyr	Vander Vorst
Ganser	Knudson	Olson	Wagner
Garnas	Kretschmar	Opedahl	Watkins
Gengler	LaGrave	Orange	Winkjer
Gunderson	Larson	Peterson	Mr. Speaker

Those voting in the negative were:

Backes	Grubb	Laughlin	Schindler
Bassingthwaite	Hausauer, A.	Linderman	Weber
Freborg	Jacobson	Metzger	Welder
Gackle	Jaeger	Rice	Wilkie
Gronneberg	Lang	Rued	Winge

Absent and not voting:

Hendrickson	Langley	Olin	Thorsgard
Hensrud	McGauvran	Raymond	Twetén
Hilleboe			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1331 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. 1350 has had the same under consideration and recommends that the House do accede to the Senate Amendments.

For the Senate:

Senator Tweten
Senator Nasset
Senator Hoffner

For the House:

Rep. Erickson
Rep. Eagles
Rep. McGauvran

Rep. Eagles moved that the report be adopted, which motion prevailed.

MOTION

Rep. Erickson moved that the rules be suspended, and the amendments to House Bill No. 1350, as amended in Conference Committee, be adopted, and that House Bill No. 1350 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1350. A Bill for an Act to provide for a special education levy in 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, 66; nays, 20; absent and not voting, 15.

Those voting in the affirmative were:

Atkinson	Gronneberg	Laske	Rivinius
Austin	Gunderson	Lee	Royse
Backlin	Hartl	Leibhan	Rued
Bassingthwaite	Haugland	Linderman	Rundle
Berg	Hausauer, A.	Livingston	Schindler
Bridston	Herman	Lundene	Scotfield
Christensen, H.	Hildebrand	Martinson	Stone
Dick	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Tinjum
Erickson	Kermott	Olson	Vander Vorst
Fleming	Kloubec	Opedahl	Watkins
Froeber	Knudson	Orange	Weber
Gackle	Kretschmar	Rau	Winge
Ganser	LaGrave	Reimers	Winkjer
Garnas	Lang	Rice	Mr. Speaker
Gengler	Larson		

Those voting in the negative were:

Backes	Hentges	Laughlin	Nermyr
Christensen, R.	Hickle	Lodoen	Stoltenow
Dornacker	Jaeger	Marsden	Timm
Grubb	Johnson, H.	Metzger	Welder
Hausauer, L.	Kingsbury	Murphy	Wilkie

Absent and not voting:

Freborg	Jenkins	Olin	Thorsgard
Hendrickson	Langley	Peterson	Tweten

Hensrud	McGauvran	Raymond	Wagner
Hilleboe	Mertens	Solberg	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1350 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. 1465 has had the same under consideration and recommends that the House do accede to the Senate Amendments.

For the Senate:
 Senator Nething
 Senator Holand
 Senator Berube

For the House:
 Rep. Rundle
 Rep. Kloubec
 Rep. Tinjum

Rep. Rundle moved that the report be adopted, which motion prevailed.

MOTION

Rep. Rundle moved that the rules be suspended, and the amendments to House Bill No. 1465, as amended in Conference Committee, be adopted, and that House Bill No. 1465 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1465. A Bill for an Act to amend and reenact sections 57-02-33, 58-04-10, and 58-09-02 of the North Dakota Century Code, relating to the appointment of the township assessor by the township supervisors and the district assessor to be appointed by the board of county commissioners for a four-year term; and to repeal section 58-09-01 of the North Dakota Century Code, relating to the qualifications of a township assessor.

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, 17.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson	Reimers
Austin	Hartl	Laske	Rice
Backlin	Haugland	Laughlin	Rivinius
Bassingthwaite	Hausauer, A.	Lee	Royse
Berg	Hausauer, L.	Leibhan	Rundle
Bridston	Hentges	Linderman	Scotfield
Christensen, H.	Herman	Livingston	Stone
Christensen, R.	Hickle	Lodoen	Streibel
Dick	Hildebrand	Lundene	Strinden
Dornacker	Jacob	Marsden	Timm
Dotzenrod	Jacobson	Martinson	Tinjum
Eagles	Johnson, H.	Matheny	Vander Vorst
Erickson	Johnson, K.	Metzger	Watkins
Fleming	Kermott	Meyer	Weber
Froeber	Kingsbury	Miedema	Welder
Gackle	Kloubec	Nermyr	Wilkie
Ganser	Knudson	Olson	Winge
Garnas	Kretschmar	Opedahl	Winkler
Gronneberg	LaGrave	Orange	Mr. Speaker
Grubb	Lang	Rau	

Those voting in the negative were:

Jaeger	Rued	Schindler	Stoltenow
Murphy			

Absent and not voting:

Backes	Hilleboe	Mertens	Solberg
Freborg	Jenkins	Olin	Thorsgard
Gengler	Langley	Peterson	Tweten
Hendrickson	McGauvran	Raymond	Wagner
Hensrud			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1465 was passed be reconsidered and the motion to reconsider be laid on the table.

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-SECOND DAY

Bismarck, March 14, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding. Prayer was offered by Rev. Paul Stuart, Pastor, First Baptist Church, Bismarck.

Roll was called, and all members were present except Reps. Gengler, Hendrickson, Hensrud, Hilleboe, Jenkins, Langley, McGauvran, Mertens, Olin, Peterson, Raymond, Solberg, Thorsgard, Tweten and Wagner.

A quorum was declared by the Speaker.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2007 has had the same under consideration and recommends: That the Senate do accede with the House amendments.

For the Senate:

Senator F. Wenstrom
Senator C. Shultz
Senator W. Erdman

For the House:

Rep. J. Olin
Rep. C. Mertens
Rep. L. Hausauer

Representative J. Olin moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2027 has had the same under consideration and recommends that the House recede from its amendments and recommends Senate Bill 2027 be further amended as follows:

"On page 1, line 3, delete the following: "57-13-03, 57-13-07,"

On page 1, line 5, before the word "county" insert the word "and" and delete the comma after the word "county" and delete the words "and state"

On page 3, line 18, delete the word "March" and insert in lieu thereof the word "April"

On page 3, line 29, delete the word "March" and insert in lieu thereof the word "April"

On page 4, line 4, delete the word "March" and insert in lieu thereof the word "April"

On page 4, line 32, delete the triple parentheses before and after

the word "Tuesday" and delete the word "Monday" and delete the word "March" and insert in lieu thereof the word "April"

On page 5, line 8, delete the word "May" and insert in lieu thereof the word "June"

On page 6, line 1, delete the word "May" and insert in lieu thereof the word "June"

On page 6, line 18, insert the triple parentheses before and after the word "AUDITOR" and insert before the period the words "TAX COMMISSIONER"

On page 6, line 23, delete the word "May" and insert in lieu thereof the word "June"

On page 6, delete lines 25 through 35

On page 7, delete lines 1 through 12

On page 7, line 18, delete the word "February" and insert in lieu thereof the word "March"

On page 7, line 19, delete the word "February" and insert in lieu thereof the word "March"

On page 7, line 20, delete the triple parentheses before the word "as"

On page 7, line 21, delete the triple parentheses after the word "township"

On page 7, line 22, delete the word "March" and insert in lieu thereof the word "April" and delete the triple parentheses before the word "and" and delete the triple parentheses after the second comma

And renumber the lines and sections accordingly"

For the Senate:

Senator Anderson
Senator Wright
Senator Rait

For the House:

Rep. Dornacker
Rep. Winge
Rep. Royse

Rep. Dornacker moved that the report be adopted, which motion prevailed.

MOTION

Rep. Dornacker moved that the rules be suspended, and the amendments to Senate Bill No. 2027, as amended in Conference Committee, be adopted, and that Senate Bill No. 2027 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2027. A Bill for an Act to amend and reenact subsections 1, 2, 4, and 6 of section 57-02-11, sections 57-02-31, 57-02-34, 57-09-01, 57-09-06, 57-11-01, 57-12-01, 57-12-01.1, 57-12-08, and 57-23-02 of the North Dakota Century Code, relating to property tax assessment procedures, assessment dates, and meeting dates of township, city and county boards of equalization.

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, 14.

Those voting in the affirmative were:

Atkinson	Gunderson	Larson	Reimers
Austin	Hartl	Lee	Rice
Backes	Haugland	Leibhan	Rivinius
Backlin	Hausauer, L.	Linderman	Royse

Bassingthwaite	Hendrickson	Livingston	Rued
Berg	Hentges	Lodoen	Rundle
Bridston	Herman	Lundene	Schindler
Christensen, H.	Hickle	McGauvran	Scotfield
Christensen, R.	Hildebrand	Marsden	Stoltenow
Dick	Jacob	Martinson	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Murphy	Tinjum
Fleming	Kermott	Nermyr	Vander Vorst
Froeber	Kingsbury	Olson	Watkins
Ganser	Kloubec	Opedahl	Wilkie
Garnas	Knudson	Orange	Winge
Gengler	Kretschmar	Peterson	Winkjer
Gronneberg	LaGrave	Rau	Mr. Speaker
Grubb	Lang		

Those voting in the negative were:

Gackle	Laughlin	Weber	Welder
Hausauer, A.			

Absent and not voting:

Freborg	Langley	Olin	Thorsgard
Hensrud	Laske	Raymond	Tweten
Hilleboe	Mertens	Solberg	Wagner
Jenkins	Miedema		

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which Senate Bill No. 2077 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. 2075 has had the same under consideration and recommends that the Senate concur with the House amendments and recommends that Senate Bill No. 2075 be further amended as follows:

On page 1, line 22 of the engrossed bill insert beginning triple parentheses before "an" and insert ending triple parentheses after "adult" and insert in lieu thereof "a person over twenty-one years of age"

On page 2, line 3 delete "an adult" and insert in lieu thereof "a person over twenty-one years of age"

And renumber the lines accordingly.

For the Senate:

Senator Mutch
 Senator Reiten
 Senator Gronhovd

For the House:

Rep. Timm
 Rep. Rau
 Rep. Langley

Representative Timm moved that the report be adopted, which motion prevailed.

MOTION

Rep. Timm moved that the rules be suspended, and the amendments to Senate Bill No. 2075, as amended in Conference Committee, be adopted, and that Senate Bill No. 2075 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2075. A Bill for an Act to amend and reenact section 5-02-06 of the North Dakota Century Code, relating to the

employment of musicians under twenty-one years of age in establishments where alcoholic beverages are sold, 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, 15; absent and not voting, 13.

Those voting in the affirmative were:

Atkinson	Gronneberg	Larson	Reimers
Austin	Hartl	Lee	Rice
Backes	Hausauer, A.	Leibhan	Rivinius
Backlin	Hendrickson	Linderman	Royse
Bassingthwaite	Hentges	Livingston	Rued
Berg	Herman	Lodoen	Rundle
Bridston	Hickle	Lundene	Scofield
Christensen, R.	Hildebrand	Marsden	Stone
Dick	Jacob	Martinson	Streibel
Dornacker	Jacobson	Metzger	Strinden
Dotzenrod	Johnson, H.	Meyer	Timm
Eagles	Johnson, K.	Miedema	Tinjum
Erickson	Kermott	Nermyr	Watkins
Fleming	Kingsbury	Olson	Weber
Froeber	Kloubec	Opedahl	Wilkie
Gackle	Kretschmar	Orange	Winge
Ganser	LaGrave	Peterson	Winkjer
Garnas	Lang	Rau	Mr. Speaker
Gengler			

Those voting in the negative were:

Christensen, H.	Hausauer, L.	Laughlin	Stoltenow
Grubb	Jaeger	McGauvran	Vander Vorst
Gunderson	Knudson	Matheny	Welder
Haugland	Laske	Schindler	

Absent and not voting:

Freborg	Langley	Olin	Thorsgard
Hensrud	Mertens	Raymond	Tweten
Hilleboe	Murphy	Solberg	Wagner
Jenkins			

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Representative Streibel moved that the vote by which Senate Bill No. 2075 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. 2113 has had the same under consideration and recommends that the House recede from its amendments pertaining to Page 4, line 1 and also Page 4, line 3 and that the Senate accede to the House amendments with the exception of the amendments to Page 4, line 1 and Page 4, line 3.

For the Senate:

Senator Tweten
 Senator Sandness
 Senator Rait

For the House:

Rep. A. Hausauer
 Rep. Ganser
 Rep. Dotzenrod

Representative A. Hausauer moved that the report be adopted, which motion prevailed.

MOTION

Rep. A. Hausauer moved that the rules be suspended, and the amendments to Senate Bill No. 2113, as amended in Conference Committee, be adopted, and that Senate Bill No. 2113 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2113. A Bill for an Act to create and enact chapter 37-19.1 of the North Dakota Century Code, relating to preferences for veterans in gaining governmental employment, and providing means for enforcing those preferences; to amend and reenact section 37-15-08 of the North Dakota Century Code, relating to appointment of subordinate officers of the soldiers' home; and to repeal chapter 37-19 and section 37-01-31 of the North Dakota Century Code, relating to governmental employment preferences for veterans.

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, 12

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rice
Austin	Hausauer, A.	Lee	Rivinius
Backes	Hausauer, L.	Leibhan	Royce
Backlin	Hendrickson	Linderman	Rued
Bassingthwaite	Hentges	Livingston	Rundle
Berg	Herman	Lodoen	Schindler
Bridston	Hickle	Lundene	Scofield
Christensen, H.	Hildebrand	McGauvran	Stoltenow
Christensen, R.	Jacob	Marsden	Stone
Dick	Jacobson	Martinson	Streibel
Dornacker	Jaeger	Matheny	Strinden
Dotzenrod	Johnson, H.	Metzger	Timm
Eagles	Johnson, K.	Meyer	Tinjum
Erickson	Kermott	Miedema	Vander Vorst
Fleming	Kingsbury	Murphy	Wagner
Froeber	Kloubec	Nermyr	Watkins
Gackle	Knudson	Opedahl	Weber
Ganser	Kretschmar	Orange	Welder
Garnas	LaGrave	Peterson	Wilkie
Gronneberg	Lang	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Hartl			

Absent and not voting:

Freborg	Hilleboe	Mertens	Solberg
Gengler	Jenkins	Olin	Thorsgard
Hensrud	Langley	Olson	Tweten

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2113 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. 2219 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Senator Freed
 Senator Jones
 Senator Barth

For the House:

Rep. Kretschmar

Rep. Olson

Rep. Gronneberg

Rep. Kretschmar moved that the report be adopted, which motion prevailed.

MOTION

Rep. Kretschmar moved that the rules be suspended, and the amendments to Senate Bill No. 2219, as amended in Conference Committee, be adopted, and that Senate Bill No. 2219 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2219. A Bill for an Act to amend and reenact subsection 7 of section 12-60-07 of the North Dakota Century Code, relating to the powers and duties of the bureau of criminal investigation.

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, 3; absent and not voting, 12.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rice
Austin	Hausauer, L.	Linderman	Rivinius
Backes	Hendrickson	Livingston	Royse
Backlin	Hentges	Lodoen	Rued
Bassingthwaite	Herman	Lundene	Rundle
Berg	Hickle	McGauvran	Schindler
Bridston	Hildebrand	Marsden	Scofield
Christensen, R.	Jacob	Martinson	Stoltenow
Dick	Jacobson	Matheny	Stone
Dotzenrod	Jaeger	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Strinden
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Murphy	Tinjum
Froeber	Kingsbury	Nermyr	Vander Vorst
Gackle	Kloubec	Olson	Wagner
Ganser	Kretschmar	Opedahl	Watkins
Garnas	LaGrave	Orange	Weber
Gengler	Lang	Peterson	Welder
Gronneberg	Larson	Rau	Wilkie
Grubb	Laske	Raymond	Winge
Gunderson	Laughlin	Reimers	Mr. Speaker
Haugland	Lee		

Those voting in the negative were:

Christensen, H. Hartl Winkjer

Absent and not voting:

Dornacker	Hilleboe	Langley	Solberg
Freborg	Jenkins	Mertens	Thorsgard
Hensrud	Knudson	Olin	Tweten

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2219 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. 2269 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Senator Anderson
 Senator Wright
 Senator Rait

For the House:

Rep. Dornacker
 Rep. Winge
 Rep. Royse

Rep. Dornacker moved that the report be adopted, which motion prevailed.

MOTION

Rep. Dornacker moved that the rules be suspended, and the amendments to Senate Bill No. 2269, as amended in Conference Committee, be adopted, and that Senate Bill No. 2269 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2269. A Bill for an Act to amend and reenact subsection 8 of section 57-02-08 of the North Dakota Century Code, relating to exemptions from real property taxation.

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, 11.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Leibhan	Royse
Backes	Hausauer, L.	Linderman	Rued
Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hentges	Lundene	Schindler
Berg	Herman	McGauvran	Scofield
Bridston	Hickle	Marsden	Stoltenow
Christensen, H.	Hildebrand	Matheny	Stone
Dick	Jacob	Metzger	Streibel
Dornacker	Jacobson	Meyer	Strinden
Dotzenrod	Jaeger	Miedema	Timm
Eagles	Johnson, H.	Murphy	Tinjum
Erickson	Johnson, K.	Nermyr	Tweten
Fleming	Kermott	Olin	Vander Vorst
Froeber	Kingsbury	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Knudson	Orange	Weber
Garnas	Kretschmar	Peterson	Welder
Gengler	LaGrave	Rau	Wilkie
Gronneberg	Lang	Raymond	Winge
Grubb	Larson	Reimers	Winkjer
Gunderson	Laske	Rice	Mr. Speaker
Hartl	Laughlin		

Absent and not voting:

Christensen, R.	Hilleboe	Lodoen	Solberg
Freborg	Jenkins	Martinson	Thorsgard
Hensrud	Langley	Mertens	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2269 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. 2386 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:
 Senator Nasset
 Senator Iszler
 Senator Redlin

For the House:
 Rep. Gunderson
 Rep. Murphy
 Rep. Lundene

Rep. Gunderson moved that the report be adopted, which motion prevailed.

MOTION

Rep. Gunderson moved that the rules be suspended, and Senate Bill No. 2386, as amended in Conference Committee, be adopted, and that Senate Bill No. 2386 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2386. A Bill for an Act to amend and reenact section 35-05-01 of the North Dakota Century Code, relating to security interests in growing and unharvested crops.

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, 25; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Grubb	Kretschmar	Reimers
Austin	Gunderson	LaGrave	Rivinius
Backes	Hartl	Lang	Royse
Backlin	Hausauer, A.	Larson	Rued
Bridston	Hausauer, L.	Laske	Scofield
Christensen, H.	Hendrickson	Leibhan	Streibel
Dick	Hentges	Lodoen	Strinden
Dornacker	Herman	Lundene	Thorsgard
Dotzenrod	Hickle	Matheny	Timm
Eagles	Hildebrand	Mertens	Tinjum
Erickson	Jacob	Metzger	Tweten
Fleming	Jacobson	Miedema	Vander Vorst
Freborg	Jenkins	Olin	Wagner
Gackle	Johnson, H.	Olson	Watkins
Ganser	Johnson, K.	Opedahl	Weber
Garnas	Kermott	Orange	Winge
Gengler	Kloubec	Peterson	Mr. Speaker
Gronneberg	Knudson	Raymond	

Those voting in the negative were:

Bassingthwaite	Lee	Murphy	Solberg
Berg	Linderman	Nermyr	Stoltenow
Christensen, R.	Livingston	Rau	Stone
Haugland	McGauvran	Rice	Welder
Jaeger	Marsden	Rundle	Wilkie
Kingsbury	Meyer	Schindler	Winkjer
Laughlin			

Absent and not voting:

Froeber	Hilleboe	Langley	Martinson
Hensrud			

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2386

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 Concurrent Resolution No. 4008 has had the same under consideration and recommends that the Senate accede to the House amendments and that Senate Concurrent Resolution 4008 be further amended as follows: in the amendments as printed in the Senate Journal on pages 874 and 875, and printed in the House Journal on pages 944 and 945, immediately preceding the words "BE IT FURTHER RESOLVED" insert the following new paragraph: "That the board of University and School Lands is hereby directed to withhold from sale only those lands which the board, acting with the advice of other agencies, determines to have exceptional scenic, archaeological, historic, recreational, conservation, or wildlife enhancement value; and"

Renumber the pages and lines accordingly.

For the Senate:

Senator Roen
Senator Jacobson
Senator Lee

For the House:

Rep. Ganser
Rep. Metzger
Rep. Weber

Rep. Ganser moved that the report be adopted, which motion prevailed.

MOTION

Rep. Ganser moved that the rules be suspended, and the amendments to Senate Concurrent Resolution No. 4008, as amended in Conference Committee, be adopted, and that Senate Concurrent Resolution No. 4008 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION
Senate Concurrent Resolution No. 4008. A Concurrent Resolution directing the Board of University and School Lands to confer with appropriate agencies.

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.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4008 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to:

Senate Bill No. 2001
Senate Bill No. 2005
Senate Bill No. 2116
Senate Concurrent Resolution No. 4068

And the President has appointed as a conference committee to act with a like committee from the House:

On Senate Bill No. 2001:
Senator Lips

Senator Strinden
Senator Pyle

On Senate Bill No. 2005:

Senator Melland
Senator C. Schultz
Senator Page

On Senate Bill No. 2116:

Senator Stroup
Senator Fritzell
Senator Redlin

On Senate Concurrent Resolution No. 4068:

Senator Tweten
Senator Kautzmann
Senator Berube

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2033

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1005 has had the same under consideration and reports that your conference committee on House Bill No. 1005 has been unable to agree and recommends that a new conference committee be appointed.

For the Senate:

Senator Longmire
Senator Wenstrom
Senator Erdman

For the House:

Rep. Miedema
Rep. Mertens
Rep. Olin

Rep. Miedema moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following Conference Committees:

On House Bill No. 1005:

Rep. L. Hausauer
Rep. Bridston
Rep. Fleming

On Senate Bill No. 2400:

Rep. Murphy
Rep. K. Johnson
Rep. Wilkie

On Senate Bill No. 2116:

Rep. Gunderson
Rep. Hentges
Rep. Linderman

On Senate Concurrent Resolution No. 4072:

Rep. Dornacker
Rep. Garnas
Rep. Lundene

On Senate Concurrent Resolution No. 4068:

Rep. Eagles
Rep. Hendrickson
Rep. Tinjum

On Senate Bill No. 2380:

Rep. Garnas
Rep. Jacobs
Rep. Wilkie

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2256
Senate Bill No. 2278
Senate Bill No. 2335

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3091

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Concurrent Resolution No. 4066

ROY GILBREATH, Chief Clerk

House Chamber

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. 2400

Senate Concurrent Resolution No. 4072

On Senate Bill No. 2400:

Rep. Murphy
Rep. K. Johnson
Rep. Wilkie

On Senate Concurrent Resolution No. 4072:

Rep. Dornacker
Rep. Garnas
Rep. Lundene

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2033 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:

Senator Holand
Senator Jones
Senator Barth

For the House:

Rep. Stone
Rep. Lundene
Rep. Kretschmar

Rep. Stone moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1357 has had the same under consideration and recommends that since the committee is unable to agree, it be discharged.

For the Senate:
 Senator Lee
 Senator Fritzell
 Senator Anderson

For the House:
 Rep. Metzger
 Rep. Stoltenow
 Rep. Bassingthwaite

Rep. Metzger moved that the report be adopted, which motion prevailed.

MOTION

Rep. Metzger moved that the Senate amendments to House Bill No. 1357 be laid on the table, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following Conference Committees, on:

Senate Bill No. 2001
 Rep. Wagner
 Rep. Kingsbury
 Rep. Solberg

Senate Bill No. 2005
 Rep. Marsden
 Rep. Miedema
 Rep. Opedahl

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1392 has had the same under consideration and recommends that the House accede to the Senate amendments on page 1, line 3, and on page 2, line 20, and that the Senate recede from its amendment on page 1, line 16.

For the Senate:
 Senator Solberg
 Senator Strand
 Senator Berube

For the House:
 Rep. Larson
 Rep. Hildebrand
 Rep. McGauvran

Rep. Larson moved that the report be adopted, which motion prevailed.

MOTION

Rep. Larson moved that the rules be suspended, and the amendments to House Bill No. 1392, as amended in Conference Committee, be adopted, and that House Bill No. 1392 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1392. A Bill for an Act to amend and reenact subsection 1 of section 15-39.1-04 of the North Dakota Century Code, to add persons to be covered by Teacher's Fund for Retirement, and to provide for retroactive election of coverage.

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, 33; nays, 62; absent and not voting, 6.

Those voting in the affirmative were:

Austin	Froeber	Jacobson	McGauvran
Backes	Ganser	Knudson	Mertens
Backlin	Garnas	Kretschmar	Orange
Bassingthwaite	Gengler	LaGrave	Royce
Christensen, H.	Gronneberg	Larson	Tinjum
Dick	Hausauer, A.	Laughlin	Wagner
Dotzenrod	Hendrickson	Livingston	Weber
Eagles	Hildebrand	Lundene	Winge
Erickson			

Those voting in the negative were:

Berg	Jacob	Meyer	Scotfield
Bridston	Jaeger	Miedema	Solberg
Christensen, R.	Jenkins	Murphy	Stoltenow
Dornacker	Johnson, H.	Nermyr	Stone
Fleming	Johnson, K.	Olin	Streibel
Freborg	Kermott	Olson	Strinden
Gackle	Kingsbury	Opedahl	Thorsgard
Grubb	Kloubec	Rau	Timm
Gunderson	Lang	Raymond	Tweten
Hartl	Laske	Reimers	Vander Vorst
Haugland	Lee	Rice	Watkins
Hausauer, L.	Linderman	Rivinius	Welder
Hentges	Lodoen	Rued	Wilkie
Herman	Marsden	Rundle	Winkjer
Hickle	Matheny	Schindler	Mr. Speaker
Hilleboe	Metzger		

Absent and not voting:

Atkinson	Langley	Martinson	Peterson
Hensrud	Leibhan		

So the bill lost.

Representative Streibel moved that the vote by which House Bill No. 1392 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**MESSAGE TO THE SENATE
House Chamber**

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

- House Bill No. 1001
- House Bill No. 1004
- House Bill No. 1014
- House Bill No. 1015
- House Bill No. 1050
- House Bill No. 1054
- House Bill No. 1090
- House Bill No. 1272
- House Bill No. 1331
- House Bill No. 1350
- House Bill No. 1465

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1464 has had the same under consideration and recommends that the House accede to the Senate amendments.

For the Senate:

- Senator Holand
- Senator Strand
- Senator Solberg

For the House:

- Rep. Knudson
- Rep. Froeber
- Rep. Jacobson

Rep. Knudson moved that the report be adopted, which motion prevailed.

MOTION

Rep. Knudson moved that the rules be suspended, and the amendments to House Bill No. 1464, as amended in Conference Committee, be adopted, and that House Bill No. 1464 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1464. A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to school starting age of a child.

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, 17; absent and not voting, 11.

Those voting in the affirmative were:

Austin	Gunderson	Laske	Royse
Backes	Hartl	Laughlin	Rundle
Backlin	Haugland	Lee	Schindler
Berg	Hausauer, A.	Livingston	Scofield
Bridston	Hendrickson	Lodoen	Solberg
Christensen, H.	Hentges	McGauvran	Stoltenow
Christensen, R.	Herman	Matheny	Stone
Dornacker	Hickle	Meyer	Streibel
Dotzenrod	Hildebrand	Murphy	Strinden
Eagles	Jacob	Olin	Thorsgard
Erickson	Jacobson	Olson	Tinjum
Fleming	Johnson, K.	Opedahl	Tweten
Freborg	Kermott	Orange	Vander Vorst
Froeber	Kloubec	Peterson	Wagner
Ganser	Knudson	Rau	Watkins
Garnas	Kretschmar	Reimers	Weber
Gengler	LaGrave	Rice	Winkjer
Gronneberg	Lang	Rivinius	Mr. Speaker
Grubb			

Those voting in the negative were:

Dick	Larson	Mertens	Rued
Gackle	Linderman	Metzger	Timm
Jaeger	Lundene	Nermyr	Wilkie
Johnson, H.	Marsden	Raymond	Winge
Kingsbury			

Absent and not voting:

Atkinson	Hensrud	Langley	Miedema
Bassingthwaite	Hilleboe	Leibhan	Welder
Hausauer, L.	Jenkins	Martinson	

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1464 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

Rep. Backes moved that the House reconsider the action by which Senate Bill No. 2394 was lost, which motion was ruled out of order.

Rep. Backes moved that the House request the return of Senate Bill No. 2394 from the Senate, which motion failed on a division vote.

POINT OF PERSONAL PRIVILEGE

Rep. Backes requested that the following Memorandum be printed in the Journal.

MEMORANDUM

TO: All Members of the Legislature
 FROM: House and Senate Minority Leaders
 SUBJECT: Reapportionment

The attached plan was prepared in light of the recent U. S. Supreme Court decision which upheld a 16.4% deviation for the legislative reapportionment in the State of Virginia.

HB 1042, which passed this Session, provoked a great deal of debate and partisan division. One thing I think everyone regretted, however, was the many county lines that were broken in order to adhere strictly to the concept of one-man one-vote. Now that the Supreme Court has relaxed this requirement somewhat, we have a great opportunity to re-evaluate the issue of reapportionment. Some may argue that it is too late to reconsider reapportionment plans. But remember that the Legislature will not have the same opportunity for another 10 years.

The modified "Winge Plan" is an honest, non-partisan attempt to reapportion without disrupting communities of interest or breaking county lines. The Plan maintains 44 county lines intact and has a population deviation of 16.2%. The total population variance between the high and low districts is about 2,000 people.

We think this is a sound and reasonable reapportionment plan which the Court would consider favorably. We hope you will give it your serious consideration.

Sincerely,
 Senator L. D. Lee Christensen
 Representative Richard J. Backes

Rep Streibel moved that the House stand recessed until 4:00 p.m., which motion prevailed.

The House reconvened at 4:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MESSAGE FROM THE SENATE
 Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2026

On which the Senate has adopted the Conference Committee report.

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2026 has had the same under consideration and recommends that the House recede from its amendments and Senate Bill No. 2026 be amended as follows:

On page 1, line 3 of the re-engrossed bill, after the word "program" insert the words "and to provide for mill levy reductions in school districts having unlimited mill levies"

On page 1, line 5 of the re-engrossed bill, delete the word "and" and after the number "57-15-14" insert the following: "; and 57-58-02"

On page 1, line 7 of the re-engrossed bill, delete the word "and"

On page 1, line 8 of the re-engrossed bill after the word "districts" and before the semicolon insert the following: "; and the computation of grants-in-aid to county equalization funds" and delete the words "and to repeal" and insert the words "and providing that the provisions of this Act shall be temporary"

On page 1, delete lines 9 and 10 of the re-engrossed bill

On page 1, line 11 of the re-engrossed bill, delete the word "funds"

On page 3, line 24 of the re-engrossed bill, place beginning triple parentheses before the word "all" and place ending triple parentheses after the comma

On page 4, line 17 of the re-engrossed bill delete the word "schools" and insert in lieu thereof the words "school districts" and after the word "having" insert the words "a total high school enrollment of"

On page 4, line 25 of the re-engrossed bill, after the period insert the following new sentences: "No high school district shall receive less for general school operating purposes in state and county foundation program payments, personal property replacement funds, and general fund and special levies for current operating expenses for any year of the 1973-75 biennium than such district received from the combined total of these sources for general school operating purposes during the 1972-73 school year, and the superintendent of public instruction shall increase the state payment by such amount as may be necessary to ensure that each high school district receives such amount. Provided, however, that to be eligible for such increased state payments, a high school district must have levied at least a seventy-five percent increase over and above the mill levy limitations provided by law for its general fund for taxable year 1972 and must continue to levy a seventy-five percent increase for its general fund for taxable years 1973 and 1974."

On page 4, line 35 of the re-engrossed bill following the period insert the following: "Payments shall be made to the high school district in which the student is enrolled for graduation and units of approved vocational education in accordance with the provisions of chapter 15-20.1, and other courses approved by the superintendent of public instruction, earned in another high school district shall be included to meet the minimum four required units. In the case of students enrolled in nonpublic schools for graduation, proportionate payments shall be made to the public school district in which such student is enrolled for specific courses."

On page 7, line 33 of the re-engrossed bill delete the number "twenty-two" and insert in lieu thereof the number "twenty-three"

On page 11, line 1 of the re-engrossed bill delete the words "It is the"

On page 11, delete lines 2 through 7 of the re-engrossed bill

In page 11, after line 7 of the re-engrossed bill insert the following new sections:

"SECTION 9. AMENDMENT.) Section 57-58-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-58-02. Computation of grants-in-aid to county equalization funds. The superintendent of public instruction in determining the amount of a grant-in-aid from the state to the county equalization fund of each county shall reduce the amount of such payment by the amount that is equal to that part of the distribution made pursuant to section 57-58-01 with respect to the county equalization fund levy, which amount shall be certified to the superintendent of public instruction by the state tax commissioner. The provisions of this section shall be suspended and shall not be in force and effect during the period beginning July 1, 1973, and ending June 30, 1975. After June 30, 1975, the provisions of this section shall be in full force and effect unless further amended, suspended, or repealed.

SECTION 10. MILL LEVY REDUCTIONS IN SCHOOL DISTRICTS HAVING UNLIMITED LEVIES.) Any school district having increased mill levies pursuant to the authority of section 57-15-14 and the board of education of the city of Fargo shall

reduce the mills levied for general fund purposes by not less than fifteen mills from the number of mills levied for taxable year 1972. This reduction shall be effective for the 1973-75 biennium."

On page 11, delete lines 8 and 9 of the re-engrossed bill

On page 11, line 10 of the re-engrossed bill, delete the number "10" and insert in lieu thereof the number "11"

On page 11, line 18 of the re-engrossed bill delete the number "11" and insert in lieu thereof the number "12"

On page 11, after line 22 of the re-engrossed bill insert the following new sections:

"SECTION 13. ELIGIBILITY FOR RECEIPT OF FOUNDATION PROGRAM PER PUPIL PAYMENTS.) The superintendent of public instruction shall make disbursements pursuant to this Act during the 1973-75 biennium only to school districts for which the school boards have certified that no new courses of study have been implemented since the effective date of this Act which have not been approved by the unanimous consent of the school boards. This limitation shall not apply to:

1. Vocational education programs.
2. Special education programs.
3. New programs related to new facilities.
4. Programs to replace courses of study eliminated in the 1971-73 biennium.

SECTION 14. PROVISIONS OF ACT TEMPORARY.) Sections 1, 2, 3, 4, 5, 6, 7, 8, and 9 of this Act shall be effective during the period beginning July 1, 1973, and ending June 30, 1975, and thereafter shall be of no force and effect, and the provisions of sections 15-40.1-06, 15-40.1-07, 15-40.1-08, 15-40.1-16, 15-40.2-03, 57-15-14, and 57-58-02 of the North Dakota Century Code as they existed on June 30, 1973, shall on and after July 1, 1975, be in full force and effect unless further amended, suspended or repealed prior to such date. It is the intent of the legislative assembly that during the period between the forty-third and forty-fourth legislative sessions, the legislative council shall review the operation of the provisions of this Act and all matters relating thereto, and make a report and recommendations thereon to the forty-fourth legislative assembly."

And renumber the lines and pages accordingly.

For the Senate:

Senator Nasset
Senator Hoffner

For the House:

Rep. Knudson
Rep. Erickson
Rep. Jacobson

Rep. Knudson moved that the report be adopted, which motion prevailed on a division vote.

MOTION

Rep. Knudson moved that the rules be suspended, and the amendments to Senate Bill No. 2026, as amended in Conference Committee, be adopted, and that Senate Bill No. 2026 as amended be placed on second reading and final passage, which motion failed on a division vote.

Senate Bill No. 2026 was placed on the Sixth Order.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Procedural Committee on Legislative Council Resolutions to whom was referred House Concurrent Resolution

No. 3093 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. JENKINS, Chairman

Rep. Fleming moved that the report be adopted.

Rep. Dornacker moved a substitute motion that House Concurrent Resolution No. 3093 on the calendar, which motion prevailed.

House Concurrent Resolution No. 3093 was placed on the calendar.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1537

Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1537

Delete everything after "A BILL" and insert in lieu thereof the following:

"for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to definitions; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 21 of section 57-38-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

21. a. "Federal Internal Revenue Code of 1954, as amended", "United States Internal Revenue Code of 1954, as amended" and "Internal Revenue Code of 1954, as amended", mean the United States Internal Revenue Code of 1954, as amended to and ((including December 31, 1968))) **in effect on the last day of the taxpayer's taxable year.**
- b. (((Those provisions of the United States Internal Revenue Code of 1954, as amended, which are adopted for the purposes of this chapter and which apply to returns required to be filed under that Code for the calendar year 1968 and for fiscal years ended during 1968 shall also apply to returns required to be filed under the provisions of this chapter for the same periods.))) **Any term used in this chapter shall have the same meaning as when used in a comparable context in the laws of the United States relating to federal income taxes, unless a different meaning is clearly required.**

SECTION 2. EFFECTIVE DATE.) The provisions of this Act shall be effective for all taxable years beginning on or after January 1, 1973."

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee reports on House Bill No. 1357 and House Bill No. 1392, and subsequently laid the Senate amendments to House Bill No. 1357 on the table, and failed to pass House Bill No. 1392.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2007

Senate Bill No. 2027

Senate Bill No. 2033

Senate Bill No. 2075
Senate Bill No. 2113
Senate Bill No. 2219
Senate Bill No. 2269
Senate Bill No. 2386
Senate Concurrent Resolution No. 4008
House Bill No. 1464

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1005

And the committees having been unable to agree, the Speaker appointed as a new conference committee.

Rep. L. Hausauer
Rep. Bridston
Rep. Fleming

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1102

ROY GILBREATH, Chief Clerk

House Chamber

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. 2001
Senate Bill No. 2005
Senate Bill No. 2116
Senate Bill No. 2380
Senate Concurrent Resolution No. 4068

Senate Bill No. 2001
Rep. Wagner
Rep. Kingsbury
Rep. Solberg

Senate Bill No. 2005
Rep. Marsden
Rep. Miedema
Rep. Opedahl

Senate Bill No. 2116
Rep. Gunderson
Rep. Hentges
Rep. Linderman

Senate Bill No. 2380
Rep. Garnas
Rep. Jacobs
Rep. Wilkie

Senate Concurrent Resolution No. 4068
Rep. Eagles
Rep. Hendrickson
Rep. Tinjum

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to

Senate Bill No. 2335

Refused to concur in the House amendment to:
Senate Bill No. 2256
Senate Bill No. 2278

And the President has appointed as a conference committee to act with a like committee from the House,

Senate Bill No. 2256
Senator Coughlin
Senator Pyle
Senator Erdman

Senate Bill No. 2278
Senator Jacobson
Senator Anderson
Senator Christensen

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Atkinson moved that the House reconsider its action by which the House defeated the motion of Rep. Knudson that the rules be suspended, and that the amendments to Senate Bill No. 2026, as amended in Conference Committee, be adopted, and that Senate Bill No. 2026 as amended be placed on the second reading and final passage which motion prevailed.

Rep. Knudson moved that the rules be suspended and that the amendments to Senate Bill No. 2026, as amended in Conference Committee, be adopted, and that Senate Bill No. 2026 as amended be placed on the second reading and final passage.

Rep. Reimers moved the previous question, which motion prevailed.

The question then was on the motion of Rep. Knudson, which motion prevailed on a division vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 2026. A Bill for an Act to provide that personal property tax replacement allocations to school districts shall be made through the foundation program and to provide for mill levy reductions in school districts having unlimited mill levies; to amend and reenact sections 15-40.1-06, 15-40.1-07, 15-40.1-08, 15-40.1-16, 15-40.2-03, 57-15-14, and 57-58-02 of the North Dakota Century Code, relating to the foundation program payments, tax levy limitations in school districts, aid for transportation and tuition payments for school districts, and the computation of grants-in-aid to county equalization funds; and providing that the provisions of this Act shall be temporary; and providing an appropriations.

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, 35; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Grubb	Linderman	Rivinius
Austin	Haugland	Livingston	Royse
Backes	Hausauer, A.	Lodoen	Rued
Backlin	Hendrickson	Lundene	Rundle
Bassingthwaite	Hildebrand	McGauvran	Scotfield
Berg	Jacob	Martinson	Solberg
Bridston	Jacobson	Mertens	Stone
Christensen, H.	Johnson, H.	Metzger	Strinden
Christensen, R.	Johnson, K.	Meyer	Timm
Dick	Kermott	Miedema	Tinjum
Dotzenrod	Knudson	Murphy	Vander Vorst
Erickson	Kretschmar	Opedahl	Wagner

Freborg
Froeber
Ganser
Gengler

LaGrave
Larson
Laske
Leibhan

Orange
Rau
Raymond
Rice

Welder
Wilkie
Winge
Winkjer

Those voting in the negative were:

Dornacker
Eagles
Fleming
Gackle
Garnas
Gronneberg
Gunderson
Hartl
Hausauer, L.

Hentges
Herman
Hickle
Hilleboe
Jaeger
Jenkins
Kingsbury
Kloubec
Lang

Laughlin
Lee
Marsden
Matheny
Nermyr
Olin
Olson
Peterson
Reimers

Schindler
Stoltenow
Streibel
Thorsgard
Tweten
Watkins
Weber
Mr. Speaker

Absent and not voting:

Hensrud
Langley

The bill passed and the title was agreed to.

Representative Streibel moved that the vote by which Senate Bill No. 2026 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following Conference Committee:

On Senate Bill No. 2256
Rep. Kingsbury
Rep. Wagner
Rep. H. Johnson

On Senate Bill No. 2278
Rep. Hentges
Rep. Winkjer
Rep. Weber

MESSAGE TO THE SENATE
House Chamber

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. 2256
Senate Bill No. 2278

Senate Bill No. 2256
Rep. Kingsbury
Rep. Wagner
Rep. Johnson

Senate Bill No. 2278
Rep. Hentges
Rep. Winkjer
Rep. Weber

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 9:00 a.m., Thursday, March 15, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



**FIFTY-SECOND DAY AFTER RECESS
AND FIFTY-THIRD DAY**

Bismarck, March 15, 1973

The House reconvened at 9:00 a.m., pursuant to recess taken, with Speaker Bunker presiding.

PRESENTATIONS OF PETITIONS AND COMMUNICATIONS

PMS I. E. Hensrud, DLR
House of Representative
Bismarck, N. D.

Am in receipt of your March 14 telegram reiterating your March 9 letter concerning possible DOT sanction for failure to complete satisfactory periodic motor vehicle inspection legislation for North Dakota this legislative session. Your proposed legislative activities to provide for a study and review of the existing motor vehicle inspection program for purposes of implementing and improved and upgraded periodic motor vehicle inspection program is acceptable as an interim action. Therefore I am recommending to our NHTSA headquarters that no sanction be imposed at this time. In addition I have recommended that the North Dakota four year comprehensive highway safety plan be conditionally approved with the requirements that an acceptable periodic motor vehicle inspection program be in effect by June 30, 1975.

Sincerely
ROBERT O'CONNELL
Regional Administrator

MOTION

Rep. Streibel moved that the Rules be suspended, and that House Concurrent Resolution No. 3093 be placed on the calendar for second reading and final passage before 2:00 p.m., which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3093. A Concurrent Resolution directing the Legislative Council to conduct a study of the taxation of property assessed by the State Board of Equalization.

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, 53; nays, 40; absent and not voting, 8.

Those voting in the affirmative were:

Austin	Jacob	Marsden	Schindler
Backes	Jacobson	Matheny	Solberg
Bassingthwaite	Johnson, H.	Mertens	Stoltenow
Bridston	Knudson	Meyer	Stone
Christensen, H.	LaGrave	Murphy	Thorsgard

Dornacker	Lang	Nermyr	Tinjum
Freborg	Langley	Olson	Tweten
Garnas	Laughlin	Opedahl	Vander Vorst
Gengler	Leibhan	Orange	Weber
Gronneberg	Linderman	Rau	Wilkie
Grubb	Livingston	Rivinius	Winge
Hausauer, L.	Lundene	Royse	Winkjer
Hickle	McGauvran	Rundle	Mr. Speaker
Hildebrand			

Those voting in the negative were:

Berg	Gunderson	Kermott	Olin
Christensen, R.	Hartl	Kingsbury	Raymond
Dick	Haugland	Kloubec	Reimers
Dotzenrod	Hausauer, A.	Kretschmar	Rued
Eagles	Hendrickson	Larson	Scofield
Erickson	Hentges	Laske	Streibel
Fleming	Herman	Lee	Strinden
Froeber	Hilleboe	Lodoen	Wagner
Gackle	Jaeger	Metzger	Watkins
Ganser	Jenkins	Miedema	Welder

Absent and not voting:

Atkinson	Hensrud	Martinson	Rice
Backlin	Johnson, K.	Peterson	Timm

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 3093 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1223

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2026

ROY GILBREATH, Chief Clerk

MOTION

Rep. Dornacker moved that the House not concur on Senate amendments to:

House Bill No. 1537

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 Bunker announced the appointment of the following Conference Committee:

On House Bill No. 1537:

Rep. A. Hausauer

Rep. Dornacker

Rep. Weber

MOTION

Rep. Herman moved that the House reconsider its action by which it adopted the Conference Committee Report on House Bill No. 1050, which motion prevailed.

Rep. Herman moved that the House not adopt the Conference Committee Report on House Bill No. 1050, which motion prevailed.

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:
House Bill No. 1050

On which the Senate has not adopted the conference committee report and the President has appointed as a new conference committee:

On House Bill No. 1050:
Senator J. Schultz
Senator Sands
Senator Shablow

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit Senate Bill No. 2062 which the Senate has passed over the Governor's veto.

The vote on Senate Bill No. 2062 is: 34 ayes, 16 nays, 1 absent, not voting.

And your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MOTION

Rep. Streibel moved that the House consider the election of one of its members to the Education Commission of the States, which motion prevailed.

Rep. Knudson nominated Rep. Stoltenow

Rep. Fleming nominated Rep. Jacobson

Rep. Stoltenow was thereupon elected to serve on the Education Commission of the States.

Rep. Streibel moved that the House proceed to ballot on the election of a member to serve on the Heritage Commission, which motion prevailed.

Rep. K. Johnson nominated Rep. Rundle

Rep. Solberg nominated Rep. Lundene

Rep. Rundle was thereupon elected to serve on the Heritage Commission.

POINT OF PERSONAL PRIVILEGE

Rep. Knudson: "Mr. Speaker:

"I rise on a point of personal privilege, and request that the following be printed in the Journal in regard to Senate Bill No. 2026. This is in compliance with a request by the House that this information be placed in the Journal."

STATEMENT OF THE INTENT OF SENATE BILL NO. 2026

On the floor of the House on Wednesday some questions were raised concerning one of the amendments in the Conference Committee Report for Senate Bill No. 2026. The sentence which gave rise to the questions reads as follows: "No high school district shall receive less for general school operating purposes in state and county foundation program payments, personal property replacement funds, and general fund and special levies for current operating expenses for any year of the 1973-75 biennium than such district received from the combined total of these sources for general school operating purposes during the 1972-73 school year, and the superintendent of public instruction shall increase the state payment by such amount as may be necessary to ensure that each high school district receives such amount." The questions which were raised concerned the reference to personal property replacement funds, and some members believed there could be some question as to the legislative intent of this statement in light of the fact that Senate Bill No. 2026 provides that the portion of personal property tax replacement payments which is now going to school districts will be added to the

Foundation Program and distributed to school districts on the basis of student enrollments rather than on the basis of the personal property payback formula.

"The sentence in question is a revision of an amendment made by the House Education Committee and further amended by the House Appropriations Committee. The Conference Committee had no intention of changing the concept of this amendment, but did intend to clarify the language in that amendment which referred to "total state and local payments" received by a high school district by listing the sources of school district operating revenue. Therefore, in order that the legislative intent on this matter is clear, I want to state that the sentence in question refers to the combined total of the sources of school district revenue which are listed and provides that no high school district shall receive less from the combined total of these sources for any year of the 1973-75 biennium than such district received from the combined total of these sources for general school operating purposes during the 1972-73 school year if the other requirements are met."

MOTION

Rep. Streibel moved that the House stand recessed until 11 a.m., which motion prevailed.

The House reconvened at 11:00 a.m., pursuant to recess taken, with Speaker Bunker presiding.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3093

ROY GILBREATH, Chief Clerk

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1002

House Bill No. 1035

House Bill No. 1095

House Bill No. 1151

House Bill No. 1180

House Bill No. 1183

House Bill No. 1243

House Bill No. 1260

House Bill No. 1378

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Representative Lee 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. 1074

House Bill No. 1135

House Bill No. 1231

House Bill No. 1321

House Bill No. 1328

House Bill No. 1441

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Representative Lee moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 1537 and the Speaker has appointed as a conference committee to act with a like committee from the Senate.

Rep. A. Hausauer
Rep. Dornacker
Rep. Weber

ROY GILBREATH, Chief Clerk
House Chamber

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 House Bill No. 1050, and subsequently refused to adopt the same.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 1002
House Bill No. 1035
House Bill No. 1074
House Bill No. 1095
House Bill No. 1135
House Bill No. 1151
House Bill No. 1180
House Bill No. 1183
House Bill No. 1231
House Bill No. 1243
House Bill No. 1260
House Bill No. 1321
House Bill No. 1328
House Bill No. 1378
House Bill No. 1441

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. 1007 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1007 be amended as follows:

On page 1, line 4 after the word "institutions" add the following: "and declaring an emergency"

On page 2, line 6 of the engrossed bill, delete the numerals "98,460" and insert in lieu thereof the numerals "198,460"

On page 2, line 7 of the engrossed bill, delete the numerals "73,434" and insert in lieu thereof the numerals "95,934"

On page 2, line 8, delete the numerals "2,182,475" and insert in lieu thereof the numerals "2,304,975"

On page 2, line 9, delete the numerals "37,200" and insert in lieu thereof the numerals "48,450"

On page 2, line 10, delete the numerals "2,145,275" and insert in lieu thereof the numerals "2,256,525"

On page 3, line 3, delete the numerals "1,384,738" and insert in lieu thereof the numerals "1,242,738"

On page 3, line 4, delete the numerals "221,436" and insert in lieu thereof the numerals "217,436"

On page 3, line 5, delete the numerals "166,142" and insert in lieu thereof the numerals "126,142"

On page 3, line 6, delete the numerals "67,929" and insert in lieu thereof the numerals "63,929"

On page 3, after line 6, insert the following line:

"Community group home treatment 190,000"

On page 3, line 20, delete the numerals "116,000" and insert in lieu thereof the numerals "141,000"

On page 3, line 21, delete the numerals "310,212" and insert in lieu thereof the numerals "285,212"

On page 3, after line 28, insert the following line:

"Superintendent's residence 35,000"

On page 3, line 30, delete the numerals "1,293,446" and insert in lieu thereof the numerals "1,328,446"

On page 3, line 31, delete the numerals "317,740" and insert in lieu thereof the numerals "392,740"

On page 3, line 32, delete the numerals "975,706" and insert in lieu thereof the numerals "935,706"

On page 4, line 17, delete the numerals "1,828,915" and insert in lieu thereof the numerals "1,877,760"

On page 4, after line 17, insert the following:

"Evaluation program salaries 3,695"

(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 4, line 18, delete the numerals "306,800" and insert in lieu thereof the numerals "360,873"

On page 4, line 19, delete the numerals "711,000" and insert in lieu thereof the numerals "725,400"

On page 4, after line 22, insert the following:

"Multipurpose building — State Farm 44,200"

(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)

Kitchen equipment — State Farm 10,000

Recreation equipment — State Farm 1,750

Closed circuit T.V. 7,000

Cell block fencing 4,800"

On page 4, line 31, delete the numerals "3,393,365" and insert in lieu thereof the numerals "3,581,928"

On page 4, line 33, delete the numerals "1,236,996" and insert in lieu thereof the numerals "1,359,383"

On page 4, line 34, delete the numerals "2,156,369" and insert in lieu thereof the numerals "2,222,545"

On page 5, line 2, delete the numerals "2,881,023" and insert in lieu thereof the numerals "2,949,190"

On page 5, line 3, delete the numerals "78,070" and insert in lieu thereof the numerals "86,070"

On page 5, line 4, delete the numerals "499,492" and insert in lieu thereof the numerals "524,213"

On page 5, line 8, delete the numerals "3,538,335" and insert in lieu thereof the numerals "3,639,223"

On page 5, line 10, delete the numerals "3,285,717" and insert in lieu thereof the numerals "3,386,605"

On page 5, line 11, delete the numerals "18,800,886" and insert in lieu thereof the numerals "19,014,200"

On page 5, line 12, delete the numerals "5,450,353" and insert in lieu thereof the numerals "5,683,990"

On page 5, line 13, delete the numerals "24,251,239" and insert in lieu thereof the numerals "24,698,190"

On page 6, after line 1 add the following: "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 on such items as are designated to be made available immediately on passage and approval."

And renumber the lines and pages accordingly.

For the Senate:

Senator Longmire
Senator Coughlin
Senator Larson

For the House:

Rep. L. Hausauer
Rep. Mertens
Rep. Tweten

Rep. L. Hausauer moved that the report be adopted, which motion prevailed.

MOTION

Rep. L. Hausauer moved that the rules be suspended and the amendments to House Bill No. 1007, as amended in Conference Committee, be adopted, and that House Bill No. 1007 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1007. BUDGETS — DIRECTOR OF INSTITUTIONS. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof of the state of North Dakota and which are under the supervision of the director of institutions, 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, 7; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Linderman	Royse
Austin	Hausauer, L.	Livingston	Rued
Backlin	Hendrickson	Lodoen	Rundle
Berg	Hentges	Lundene	Schindler
Bridston	Hickle	McGauvran	Scofield
Christensen, H.	Hildebrand	Marsden	Solberg
Christensen, R.	Jacob	Matheny	Stoltenow
Dick	Jacobson	Mertens	Stone
Dotzenrod	Johnson, H.	Metzger	Streibel
Eagles	Johnson, K.	Miedema	Strinden
Erickson	Kermott	Murphy	Thorsgard
Fleming	Kingsbury	Nermyr	Timm
Freborg	Kloubec	Olin	Tinjum
Froeber	Knudson	Olson	Tweten
Gackle	Kretschmar	Opedahl	Vander Vorst
Ganser	LaGrave	Orange	Wagner
Garnas	Lang	Peterson	Watkins
Gengler	Langley	Rau	Weber
Gronneberg	Larson	Raymond	Welder
Grubb	Laske	Reimers	Winkjer
Hartl	Lee	Rice	Mr. Speaker
Haugland	Leibhan	Rivinius	

Those voting in the negative were:

Backes	Jaeger	Meyer	Winge
Gunderson	Laughlin	Wilkie	
Absent and not voting:			
Bassingthwaite	Hensrud	Hilleboe	Martinson
Dornacker	Herman	Jenkins	

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. 1007 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. 1057 has had the same under consideration and recommends that the House accede to the Senate amendments.

For the Senate:

Senator Stroup
Senator Smykowski
Senator Christensen

For the House:

Rep. Hentges
Rep. Kermott
Rep. Linderman

Rep. Hentges moved that the report be adopted, which motion prevailed.

MOTION

Rep. Hentges moved that the rules be suspended, and the amendments to House Bill No. 1057, as amended in Conference Committee, be adopted, and that House Bill No. 1057 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1057. A Bill for an Act relating to the leasing of buildings or building space by state agencies, departments, offices, officers, boards, and institutions.

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, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Royse
Austin	Hausauer, A.	Linderman	Rued
Backes	Hendrickson	Livingston	Rundle
Backlin	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hickle	McGauvran	Solberg
Christensen, H.	Hildebrand	Matheny	Stoltenow
Christensen, R.	Jacob	Mertens	Stone
Dick	Jacobson	Metzger	Streibel
Dornacker	Jaeger	Meyer	Strinden
Dotzenrod	Johnson, H.	Miedema	Thorsgard
Eagles	Johnson, K.	Murphy	Timm
Erickson	Kermott	Nermyr	Tinjum
Fleming	Kingsbury	Olin	Tweten
Freborg	Kloubec	Olson	Vander Vorst
Froeber	Knudson	Opedahl	Wagner
Gackle	Kretschmar	Orange	Watkins
Ganser	LaGrave	Peterson	Weber
Garnas	Lang	Rau	Welder
Gengler	Langley	Raymond	Wilkie
Gronneberg	Larson	Reimers	Winge
Grubb	Laske	Rice	Winkjer
Gunderson	Laughlin	Rivinius	Mr. Speaker
Hartl	Lee		

Absent and not voting:

Bassingthwaite	Hensrud	Jenkins	Martinson
Hausauer, L.	Hilleboe	Marsden	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1057 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1002
House Bill No. 1035
House Bill No. 1074
House Bill No. 1095
House Bill No. 1135
House Bill No. 1151
House Bill No. 1180
House Bill No. 1183
House Bill No. 1231
House Bill No. 1243
House Bill No. 1260
House Bill No. 1321
House Bill No. 1328
House Bill No. 1378
House Bill No. 1441

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. 1339 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1339 be amended as follows:

On page 3, line 2 of the engrossed bill, after the word "may" insert a comma and delete the remainder of the line

On page 3, line 3 delete everything except the words "for any person"

On page 3, line 4 after the word "authority" and before the period insert the following: ", set a rate of no less than ten cents per mile and no more than twelve cents per mile"

For the Senate:
Senator Smykowski
Senator Morgan
Senator Redlin

For the House:
Rep. Hentges
Rep. Scofield
Rep. Meyer

Rep. Hentges moved that the report be adopted, which motion prevailed.

MOTION

Rep. Hentges moved that the rules be suspended and the amendments to House Bill No. 1339, as amended in Conference Committee, be adopted, and that House Bill No. 1339 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1339. A Bill for an Act to amend and reenact section 54-06-09 of the North Dakota Century Code, relating to mileage and travel expense of state officers and 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, 91; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Austin	Hausauer, A.	Linderman	Rued
Backes	Hendrickson	Livingston	Rundle
Backlin	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hildebrand	McGauvran	Solberg
Christensen, H.	Jacob	Marsden	Stoltenow
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jaeger	Mertens	Streibel
Dotzenrod	Johnson, H.	Metzger	Strinden
Eagles	Johnson, K.	Meyer	Thorsgard
Erickson	Kermott	Miedema	Timm
Fleming	Kingsbury	Murphy	Tinjum
Freborg	Kloubec	Nermyr	Tweten
Froeber	Kudson	Olin	Vander Vorst
Gackle	Kretschmar	Olson	Wagner
Ganser	LaGrave	Opedahl	Watkins
Garnas	Lang	Orange	Weber
Gengler	Langley	Rau	Welder
Gronneberg	Larson	Raymond	Wilkie
Grubb	Laske	Reimers	Winge
Gunderson	Laughlin	Rice	Winkjer
Hartl	Lee	Rivinius	Mr. Speaker
Haugland	Leibhan	Royse	

Absent and not voting:

Atkinson	Hausauer, L.	Hilleboe	Martinson
Bassingthwaite	Hensrud	Jenkins	Peterson
Dornacker	Hickle		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1339 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. 1351 has had the same under consideration and recommends that the House accede to the Senate amendments.

For the Senate:

Senator Fritzell
Senator Sandness
Senator Redlin

For the House:

Rep. Hentges
Rep. Berg
Rep. Solberg

Rep. Hentges moved that the report be adopted, which motion prevailed.

MOTION

Rep. Hentges moved that the rules be suspended, and the amendments to House Bill No. 1351, as amended in Conference Committee, be adopted, and that House Bill No. 1351 be deemed properly re-en-

grossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1351. A Bill for an Act to amend and reenact section 6-09-29 of the North Dakota Century Code, relating to audits and examinations of the state bank of North Dakota, and providing 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, 90; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Linderman	Rued
Austin	Hendrickson	Livingston	Rundle
Backlin	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Bridston	Hildebrand	Marsden	Solberg
Christensen, H.	Jacob	Matheny	Stoltenow
Christensen, R.	Jacobson	Mertens	Stone
Dick	Jaeger	Metzger	Streibel
Dotzenrod	Johnson, H.	Meyer	Strinden
Eagles	Johnson, K.	Miedema	Thorsgard
Erickson	Kermott	Murphy	Timm
Fleming	Kingsbury	Nermyr	Tinjum
Freborg	Kloubec	Olin	Tweten
Froeber	Knudson	Olson	Vander Vorst
Gackle	Kretschmar	Opedahl	Wagner
Ganser	LaGrave	Orange	Watkins
Garnas	Lang	Rau	Weber
Gengler	Langley	Raymond	Welder
Gronneberg	Larson	Reimers	Wilkie
Grubb	Laske	Rice	Winge
Gunderson	Laughlin	Rivinius	Winkjer
Hartl	Lee	Royse	Mr. Speaker
Haugland	Leibhan		

Those voting in the negative were:

Backes

Absent and not voting:

Bassingthwaite	Hensrud	Jenkins	Martinson
Dornacker	Hickle	McGauvran	Peterson
Hausauer, L.	Hilleboe		

So the bill passed and the title was agreed to.

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.

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 Bunker presiding.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on:

- House Bill No. 1007
- House Bill No. 1057
- House Bill No. 1339
- House Bill No. 1351

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1215
Which the Senate has amended.

LEO LEIDHOLM, Secretary

PROPOSED AMENDMENTS TO HOUSE BILL No. 1215

On page 1, line 1 after "reenact" delete the remainder of the line

On page 1, line 2 delete "and 39-06-12," and after "39-06-17," delete "section"

On page 1, delete all of line 3

On page 1, line 4 after the first word "of" delete the remainder of the line

On page 1, line 5 after "to" delete the remainder of the line and insert in lieu thereof "issuance of driver's license."

On page 1 delete all of lines 6 through 8

On page 1 delete all of lines 13 through 24

On page 2 delete all of lines 1 through 35

On page 3 delete all of lines 1 through 19

On page 4 delete all of lines 17 through 35

On page 5 delete all of lines 1 through 35

On page 6 delete all of lines 1 through 35

On page 7 delete all of lines 1 and 2

And renumber the pages, lines and sections accordingly.

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2004

Senate Bill No. 2005

Senate Bill No. 2012

Senate Bill No. 2035

Senate Bill No. 2051

Senate Bill No. 2074

Senate Bill No. 2179

Senate Bill No. 2183

Senate Bill No. 2266

Senate Bill No. 2283

Senate Bill No. 2286

Senate Bill No. 2380

Senate Concurrent Resolution No. 4072

House Bill No. 1001

House Bill No. 1004

House Bill No. 1014

House Bill No. 1015

House Bill No. 1054

House Bill No. 1090

House Bill No. 1272

House Bill No. 1331

House Bill No. 1350

House Bill No. 1464

House Bill No. 1465

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1539

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1167

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

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. 1537

Senator Butler

Senator Anderson

Senator Shablow

LEO LEIDHOLM, Secretary

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 recede from its amendments and that Senate Bill No. 2004 be amended as follows:

On page 1, line 20 delete the figure "536,328" and insert in lieu thereof the figure "556,328"

On page 1, after line 23, insert the following:

"Program budgeting 50,000"

On page 2, line 1, delete the numerals "821,070" and insert in lieu thereof the numerals "891,070"

On page 2, line 21, delete the numerals "895,982" and insert in lieu thereof the numerals "965,982"

On page 2, line 23, delete the numerals "4,927,270" and insert in lieu thereof the numerals "4,997,270"

On page 3, after line 3, insert the following:

"SECTION 4. CENTRAL DATA PROCESSING.) The director of the Office of Data Processing shall require all requests for new applications and up-dating of present applications to be justified in writing on forms subscribed by the Director of Data Processing. The responsibility of providing this justification shall rest with the data processing coordinator of each department or agency. If in the judgment of the Director of Data Processing that justification submitted is not sufficient to justify the data processing activity and costs in order that effectiveness can be measured the Director of Data Processing shall have the authority to refuse services to the department or agency. The Director of Data Processing shall report to the Legislative Council's Committee on the Budget periodically so that they may review his findings."

And renumber the lines accordingly.

For the Senate:

Senator R. Melland

Senator R. Thane

Senator W. Erdman

For the House:

Rep. E. Miedema

Rep. L. Marsden

Rep. O. Opedahl

Representative Miedema moved that the report be adopted, which motion prevailed.

MOTION

Rep. Miedema moved that the rules be suspended, and the amendments to Senate Bill No. 2004, as amended in Conference Committee, be adopted, and that Senate Bill No. 2004 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2004. A Bill for an Act making an appropriation for defraying the expenses of various divisions thereof of the state of North Dakota and which are under the supervision of the director of accounts and purchases.

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, 10.

Those voting in the affirmative were:

Atkinson	Haugland	Laughlin	Rivinius
Austin	Hausauer, A.	Lee	Royse
Backes	Hausauer, L.	Leibhan	Rued
Backlin	Hendrickson	Linderman	Schindler
Bassingthwaite	Hentges	Livingston	Scofield
Berg	Herman	Lodoen	Solberg
Christensen, H.	Hickle	Lundene	Stone
Christensen, R.	Hildebrand	McGauvran	Streibel
Dick	Jacob	Marsden	Strinden
Dotzenrod	Jenkins	Matheny	Thorsgard
Eagles	Johnson, H.	Mertens	Timm
Erickson	Johnson, K.	Meyer	Tinjum
Fleming	Kermott	Miedema	Tweten
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Peterson	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Gunderson	Larson	Reimers	Mr. Speaker
Hartl	Laske	Rice	

Those voting in the negative were:

Grubb	Jaeger	Metzger	Welder
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Absent and not voting:

Bridston	Hilleboe	Murphy	Rundle
Dornacker	Jacobson	Orange	Stoltenow
Hensrud	Martinson		

So the bill passed and the title was agreed to.

Representative 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.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2005 has had the same under consideration and recommends that the Senate accede to amendments A and B and that the House recede from Amendments C and D and that Senate Bill No. 2005 be further amended as follows:

On page 2, line 30, delete the numerals "7,010,059" and insert in lieu thereof the numerals "8,010,059"

On page 2, line 31, delete the numerals "13,380,671" and insert in lieu thereof the numerals "13,402,019"

On page 2, line 32, delete the numerals "20,390,730" and insert in lieu thereof the numerals "21,412,078"

For the Senate:

Senator R. Melland
 Senator J. Page
 Senator C. Schultz

For the House:

Rep. L. Marsden
Rep. O. Opedahl
Rep. E. Miedema

Representative Marsden moved that the report be adopted, which motion prevailed.

MOTION

Rep. Marsden moved that the rules be suspended, and the amendments to Senate Bill No. 2005, as amended in Conference Committee, be adopted, and that Senate Bill No. 2005 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2005. A Bill for an Act making an appropriation to the board of public school education for defraying expenses of various departments and various divisions thereof, 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, 95; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Atkinson	Haugland	Lee	Rivinius
Austin	Hausauer, A.	Leibhan	Royse
Backes	Hausauer, L.	Linderman	Rued
Backlin	Hendrickson	Livingston	Rundle
Bassingthwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scofield
Christensen, H.	Hickle	McGauvran	Solberg
Christensen, R.	Hildebrand	Marsden	Stone
Dick	Hilleboe	Matheny	Streibel
Dornacker	Jacob	Mertens	Strinden
Dotzenrod	Jenkins	Metzger	Thorsgard
Eagles	Johnson, H.	Meyer	Timm
Erickson	Johnson, K.	Miedema	Tinjum
Fleming	Kermott	Murphy	Tweten
Freborg	Kingsbury	Nermyr	Vander Vorst
Froeber	Kloubec	Olin	Wagner
Gackle	Knudson	Olson	Watkins
Ganser	Kretschmar	Opedahl	Weber
Garnas	LaGrave	Orange	Welder
Gengler	Lang	Peterson	Wilkie
Gronneberg	Langley	Rau	Winge
Grubb	Larson	Raymond	Winkjer
Gunderson	Laske	Reimers	Mr. Speaker
Hartl	Laughlin	Rice	

Those voting in the negative were:

Jaeger

Absent and not voting:

Bridston	Jacobson	Martinson	Stoltenow
Hensrud			

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which Senate Bill No. 2005 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Rep. Tweten moved that the House request the return of Senate Bill No. 2193 from the Senate, 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

FIFTY-THIRD DAY

Bismarck, March 15, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Peter Boe, Pastor, Faith Lutheran Church, Bismarck.

Roll was called, and all members were present except Reps. Hensrud, Hilleboe, Jacobson, Kingsbury, Martinson and Reimers.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

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. GUNDERSON, Chairman

Rep. Tinjum moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2002

On which the Senate has adopted the Conference Committee report and the President has appointed as a new Conference Committee:

Senator Coughlin
Senator Strinden
Senator Larson

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1005

On which the Senate has adopted the Conference Committee report and the President has appointed as a new Conference Committee:

Senator Longmire
Senator Wenstrom
Senator Erdman

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2012 has had the same under consideration and recommends that the Senate accede with the House amendments.

For the Senate:

Senator Lips
Senator Melland
Senator Larson

For the House:

Rep. Wagner
Rep. Solberg
Rep. Peterson

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2035 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:
 Senator Stroup
 Senator Anderson
 Senator Christensen

For the House:
 Rep. Hentges
 Rep. Winkjer
 Rep. Bassingthwaite

Rep. Hentges moved that the report be adopted.

Rep. Weber moved a substitute motion that the House not adopt the Conference Committee report, and that a new Conference Committee be appointed, which motion prevailed:

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2051 has had the same under consideration and recommends that the Senate concur with the House amendments.

For the Senate:
 Senator Wright
 Senator Barth
 Senator Smykowski

For the House:
 Rep. K. Johnson
 Rep. Murphy
 Rep. Livingston

Rep. Johnson moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE SENATE Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2030
 Senate Bill No. 2073
 Senate Bill No. 2140
 Senate Bill No. 2141
 Senate Bill No. 2145
 Senate Bill No. 2147
 Senate Bill No. 2178
 Senate Bill No. 2180
 Senate Bill No. 2190
 Senate Bill No. 2194
 Senate Bill No. 2197
 Senate Bill No. 2198
 Senate Bill No. 2200
 Senate Bill No. 2205
 Senate Bill No. 2210
 Senate Bill No. 2261
 Senate Bill No. 2324
 Senate Bill No. 2353
 Senate Bill No. 2357
 Senate Bill No. 2362
 Senate Bill No. 2363
 Senate Bill No. 2368
 Senate Bill No. 2369
 Senate Bill No. 2391
 Senate Bill No. 2403

Senate Bill No. 2419

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 1141

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2074 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 2074 be amended as follows:

On page 3, after line 5 insert the following: "Except that a cemetery association shall deposit not less than 50 percent of the sale price of vaults and markers in a trust fund as provided for in 23-06-03.1."

And renumber the lines and pages accordingly.

For the Senate:

Senator Jacobson
Senator Kautzmann
Senator Gronhøvd

For the House:

Rep. Herman
Rep. Rued
Rep. Gengler

Rep. Herman moved that the report be adopted, which motion prevailed.

MOTION

Rep. Herman moved that the rules be suspended, and the amendments to Senate Bill No. 2074, as amended in Conference Committee, be adopted, and that Senate Bill No. 2074 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2074. A Bill for an Act to amend and reenact sections 43-10.1-01, 43-10.1-02, 43-10.1-03, 43-10.1-04, 43-10.1-06, and 43-10.1-07 of the North Dakota Century Code, relating to pre-need funeral 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, 76; nays, 19; absent and not voting, 6.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Larson	Rau
Austin	Hendrickson	Laske	Raymond
Backes	Hentges	Laughlin	Reimers
Backlin	Herman	Lee	Rice
Berg	Hickle	Leibhan	Rivinius
Bridston	Hildebrand	Linderman	Royse
Christensen, H.	Hilleboe	Livingston	Rued
Dick	Jacob	Lodoen	Rundle
Dotzenrod	Jaeger	Lundene	Schindler
Eagles	Jenkins	McGauvran	Stone
Erickson	Johnson, H.	Marsden	Streibel
Fleming	Johnson, K.	Mertens	Strinden
Froeber	Kermott	Miedema	Timm

Gackle	Kingsbury	Nermyr	Tinjum
Ganser	Kloubec	Olin	Vander Vorst
Garnas	Knudson	Olson	Watkins
Gronneberg	Kretschmar	Opedahl	Weber
Gunderson	LaGrave	Orange	Winge
Haugland	Langley	Peterson	Mr. Speaker

Those voting in the negative were:

Christensen, R.	Lang	Scofield	Wagner
Freborg	Matheny	Solberg	Welder
Gengler	Metzger	Stoltenow	Wilkie
Grubb	Meyer	Thorsgard	Winkjer
Hausauer, L.	Murphy	Tweten	

Absent and not voting:

Bassingthwaite	Hartl	Jacobson	Martinson
Dornacker	Hensrud		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2074 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. McGauvran requested that the following article be printed in the Journal.

**EDITORIAL FROM THE TOWNER COUNTY RECORD HERALD
TITLED "40" YEARS OF ECOLOGY"**

This week we enthusiastically salute the Towner County Conservation service. It had come to be one of the things we have taken for granted through the years, but now with the abrupt killing of the program by President Nixon, it is time to stop and see just what has been accomplished.

Any of us who were children in the dirty thirties know that this 40 year program has done more to change the face of North Dakota than any other single factor. Former residents who return after many years are astounded at the beauty of the state, and tell us that this is not as they remembered it.

In 1933 the first shelterbelts were planted, some of them in this county. They are still things of beauty with many kinds of trees, shrubs and fruit trees. The farmer planted them himself with the first government help to preserve the land, sharing the cost in the beginning as he still does. From that day literally tens of millions of trees have been planted and grown to maturity, with fields carefully sheltered from the prevailing winds. Many folks remember crawling the mile long fields as the seedlings were weeded. The government provided a conservationist and our county has had such a specialist since. These men came to know the county well, the ponds, the marshes, the types of soil that drifted, and the gullies of erosion. Their advice was listened to and appreciated.

Since 1933 these practices have benefited the whole nation. Farmers have dug deep to spend for practices that saved their soil and made it more productive, not just for themselves but everyone. Not by our wildest dreams as children did we think people would be hunting deer and game that live in our shelterbelts, or that our ponds would be nesting places for millions of ducks and geese.

Never did we dream that our people could drive a few miles to fish winter and summer, and freezers would be full of fish caught in our own county. This is how the prairie state of North Dakota has changed. Not with drastic expensive programs, but each farmer knowing his own land and with professional help doing what was best for it. This is ecology at its finest, practiced for 40 years before the great "ecology shouters" thought they were the first to be con-

cerned about preserving our natural resources. This is the program that President Nixon says is not worth the 200 million it cost, and our legislature commended him for it.

No one will ever be able to put a price tag on what the conservation program, now known as REAP, has accomplished in saving the precious natural resources of this nation, plus adding millions and millions of trees, refuge for the preservation of game and restoring its soil to the most productive in the world.

This program operated as we might ideally hope all government aid would operate. First with equal cost sharing, on something the farmer had to feel was worth accomplishing. The cost of dredging and planting equipment was for the most part either borne by the local districts or by 1800 small private contractors who made the conservation of the soil their full time profession. The conservationist came and made his home in the communities he worked in, watching and assessing the fruits of the program.

Quite a different practice than the cost plus contracts of hundreds of billions of dollars handed out by the Pentagon, with no accounting, 100% cost over-runs and often dismal failure. Those are the programs which did not work and still do not work.

Hopefully, the Conservation of our land will again be made a high priority, with the beauty of our natural resources encouraged with wisdom and cooperation. If it isn't now, we cannot believe that it will be long before the mistake is rectified.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following Conference Committee:

On Senate Bill No. 2035:
Rep. Stoltenow
Rep. Rivinius
Rep. Weber

MESSAGE FROM THE SENATE Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:

House Concurrent Resolution No. 3056

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2179 has had the same under consideration and recommends that the Senate accede to the House amendments.

For the Senate:
Senator Kautzmann
Senator Ringsak
Senator Rait

For the House:
Rep. Eagles
Rep. Atkinson
Rep. Orange

Rep. Eagles moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2183 has had the same under consideration and recommends that the House recede from its amendments and Senate Bill No. 2183 be further amended as follows:

On page 1, line 23 of the engrossed bill after the word "of" insert the words "two-thirds of" and also on line 23 place triple parentheses around the word "entire"

On page 2, line 14 after the word "disability" insert the following: "which renders him unfit or unable to perform his duties as a teacher"

Renumber the lines accordingly.

For the Senate:

Senator Holand
 Senator Solberg
 Senator Berube

For the House:

Rep. Hendrickson
 Rep. Raymond
 Rep. McGauvran

Rep. Hendrickson moved that the report be adopted, which motion prevailed.

MOTION

Rep. Raymond moved that the rules be suspended, and the amendments to Senate Bill No. 2183, as amended in Conference Committee, be adopted, and that Senate Bill No. 2183 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2183. A Bill for an Act to create and enact two new subsections to section 15-47-38 of the North Dakota Century Code, and to amend and reenact subsection 10 of section 15-29-08 of the North Dakota Century Code, relating to powers of the school board and providing for rules for suspension or dismissal of a teacher.

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, 10; absent and not voting, 11.

Those voting in the affirmative were:

Atkinson	Hausauer, L.	Linderman	Rivinius
Austin	Hendrickson	Livingston	Royse
Backes	Herman	Lodoen	Rued
Backlin	Hickle	Lundene	Rundle
Bassingthwaite	Hilleboe	McGauvran	Schindler
Berg	Jacob	Marsden	Scofield
Christensen, R.	Jenkins	Mertens	Solberg
Dick	Johnson, H.	Metzger	Stoltenow
Dornacker	Johnson, K.	Meyer	Stone
Dotzenrod	Kermott	Miedema	Streibel
Erickson	Kingsbury	Murphy	Strinden
Fleming	Kloubec	Nermyr	Timm
Ganser	Knudson	Olin	Tinjum
Garnas	Kretschmar	Olson	Tweten
Gengler	LaGrave	Opedahl	Vander Vorst
Gronneberg	Lang	Orange	Wagner
Grubb	Larson	Peterson	Weber
Gunderson	Laske	Rau	Wilkie
Hartl	Laughlin	Reimers	Winge
Hausauer, A.	Lee	Rice	Mr. Speaker

Those voting in the negative were:

Eagles	Haugland	Matheny	Welder
Freborg	Hentges	Watkins	Winkjer
Froeber	Jaeger		

Absent and not voting:

Bridston	Hensrud	Langley	Raymond
Christensen, H.	Hildebrand	Leibhan	Thorsgard
Gackle	Jacobson	Martinson	

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2183 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. 2266 has had the same under consideration and recommends that the House recede from its amendments and Senate Bill 2266 be amended as follows:

On page 1, line 23 after the word "section" insert the words "except the court may order a bond to be less than prescribed by section 30-11-07 upon the request of the petitioner"

Renumber the pages and lines accordingly.

For the Senate:

Senator Ringsak
Senator Freed
Senator Barth

For the House:

Rep. Winkjer
Rep. Gronneberg
Rep. LaGrave

Rep. Winkjer moved that the report be adopted, which motion prevailed.

MOTION

Rep. Winkjer moved that the rules be suspended, and the amendments to Senate Bill No. 2266, as amended in Conference Committee, be adopted, and that Senate Bill No. 2266 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2266. A Bill for an Act to create and enact section 30-10-02.1 of the North Dakota Century Code, authorizing the appointment of a guardian of the person or estate of a competent person.

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, 8.

Those voting in the affirmative were:

Atkinson	Haugland	Laske	Rice
Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Royse
Backlin	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Bridston	Herman	Lundene	Schindler
Christensen, H.	Hickle	McGauvran	Scofield
Christensen, R.	Hildebrand	Marsden	Solberg
Dick	Hilleboe	Matheny	Stoltenow
Dornacker	Jacob	Mertens	Stone
Dotzenrod	Jacobson	Metzger	Streibel
Eagles	Jaeger	Meyer	Strinden
Erickson	Jenkins	Miedema	Timm
Fleming	Johnson, H.	Murphy	Tweten
Freborg	Johnson, K.	Nermyr	Vander Vorst
Froeber	Kermott	Olin	Wagner
Gackle	Kingsbury	Olson	Watkins
Ganser	Kloubec	Opedahl	Weber
Garnas	Knudson	Orange	Welder
Gengler	Kretschmar	Peterson	Wilkie
Gronneberg	LaGrave	Rau	Winge

Grubb
Gunderson
Hartl

Lang
Larson

Raymond
Reimers

Winkjer
Mr. Speaker

Absent and not voting:

Berg
Hensrud

Langley
Leibhan

Linderman
Martinson

Thorsgard
Tinjum

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2266 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1002
House Bill No. 1035
House Bill No. 1074
House Bill No. 1095
House Bill No. 1135
House Bill No. 1151
House Bill No. 1180
House Bill No. 1183
House Bill No. 1231
House Bill No. 1243
House Bill No. 1260
House Bill No. 1321
House Bill No. 1328
House Bill No. 1378
House Bill No. 1441

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2283 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 2283 be amended as follows:

On page 3, line 17, delete the figure "1,080,000.00" and insert in lieu thereof the figure "715,000.00"

On page 3, line 21, delete the figure "54,000.00" and insert in lieu thereof the figure "35,200.00"

On page 3, line 22, delete the figure "9,000.00" and insert in lieu thereof the figure "5,000.00"

On page 3, line 23 delete the figure "7,000.00" and insert in lieu thereof the figure "4,250.00"

On page 3, line 24, delete the figure "10,000.00" and insert in lieu thereof the figure "550.00"

On page 3, line 25 delete the figure "1,000,000.00" and insert in lieu thereof the figure "670,000.00"

On page 3, line 26, delete the figure "1,080,000.00" and insert in lieu thereof the figure "715,000.00"

On page 3, line 27, delete the figure "500,000.00" and insert in lieu thereof the figure "335,000.00"

On page 3, line 29, delete the figure "580,000.00" and insert in lieu thereof the figure "380,000.00"

And renumber the lines accordingly.

For the Senate:

Senator Melland
Senator Erdman
Senator Longmire

For the House:
Rep. Jenkins
Rep. Marsden
Rep. H. Johnson

Rep. Jenkins moved that the report be adopted, which motion prevailed.

MOTION

Rep. Jenkins moved that the rules be suspended, and the amendments to Senate Bill No. 2283, as amended in Conference Committee, be adopted, and that Senate Bill No. 2283 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2283. A Bill for an Act to provide for the creation of a North Dakota student financial assistance program, and providing 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, 85; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Lee	Reimers
Austin	Hausauer, L.	Leibhan	Rice
Backes	Hentges	Linderman	Rivinius
Backlin	Herman	Livingston	Rued
Bassingthwaite	Hickle	Lodoen	Rundle
Berg	Hildebrand	Lundene	Schindler
Bridston	Hilleboe	McGauvran	Scotfield
Christensen, H.	Jacob	Marsden	Solberg
Christensen, R.	Jacobson	Matheny	Stone
Dick	Jenkins	Mertens	Streibel
Dornacker	Johnson, H.	Metzger	Strinden
Dotzenrod	Johnson, K.	Meyer	Thorsgard
Eagles	Kermott	Miedema	Timm
Erickson	Kloubec	Nermyr	Tinjum
Fleming	Kretschmar	Olin	Vander Vorst
Ganser	LaGrave	Olson	Wagner
Garnas	Lang	Opedahl	Weber
Gengler	Langley	Orange	Wilkie
Gronneberg	Larson	Peterson	Winge
Grubb	Laske	Rau	Winkjer
Hartl	Laughlin	Raymond	Mr. Speaker
Haugland			

Those voting in the negative were:

Freborg	Hendrickson	Murphy	Tweten
Froeber	Jaeger	Royse	Watkins
Gackle	Kingsbury	Stoltenow	Welder
Gunderson	Knudson		

Absent and not voting:

Hensrud Martinson

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2283 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. 2286 has had the same under consideration and recommends that the House recede from its amendments and Senate Bill No. 2286 be amended as follows:

On page 1, line 21 of the engrossed bill, after the ending triple parentheses delete the word "sixteen" and insert in lieu thereof "seventeen" and after the word "thousand" delete "five".

On page 1, line 22, delete the word "hundred"

Remember the pages and lines accordingly.

For the Senate:

Senator Ringsak
 Senator Freed
 Senator Iszler

For the House:

Rep. Stone
 Rep. Lundene
 Rep. Winkjer

Rep. Stone moved that the report be adopted, which motion prevailed.

MOTION

Rep. Stone moved that the rules be suspended, and the amendments to Senate Bill No. 2286, as amended in Conference Committee, be adopted, and that Senate Bill No. 2286, as amended, be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2286. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to salaries paid to judges of county courts of increased jurisdiction and raising such salaries.

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, 8.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Leibhan	Rivinius
Austin	Hausauer, L.	Linderman	Royse
Backes	Hendrickson	Livingston	Rued
Bassingthwaite	Hentges	Lodoen	Rundle
Bridston	Herman	Lundene	Schindler
Christensen, H.	Hickle	McGauvran	Scofield
Christensen, R.	Hildebrand	Marsden	Solberg
Dick	Hilleboe	Matheny	Stoltenow
Dornacker	Jacobson	Mertens	Stone
Dotzenrod	Jenkins	Metzger	Streibel
Eagles	Johnson, H.	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kingsbury	Olin	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Weber
Gengler	Langley	Rau	Wilkie
Gronneberg	Larson	Raymond	Winge
Grubb	Laske	Reimers	Winkjer
Gunderson	Lee	Rice	Mr. Speaker
Haugland			

Those voting in the negative were:

Hartl	Jaeger	Laughlin	Murphy
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Absent and not voting:

Backlin	Hensrud	Lang	Strinden
Berg	Jacob	Martinson	Welder

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2286 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. 2380 has had the same under consideration and recommends that the Senate accede to the amendment on page 1, line 15, and that the House recedes from its amendments on page 2, line 12, and on page 2, line 13.

For the Senate:
 Senator Butler
 Senator Goodman
 Senator Shablow

For the House:
 Rep. Garnas
 Rep. Jacob
 Rep. Wilkie

Rep. Garnas moved that the report be adopted, which motion prevailed.

MOTION

Rep. Garnas moved that the rules be suspended, and the amendments to Senate Bill No. 2380, as amended in Conference Committee, be adopted, and that Senate Bill No. 2380, as amended, be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2380. A Bill for an Act to create and enact a new section to chapter 40-57.1 and to amend and reenact section 40-57.1-02 of the North Dakota Century Code, relating to tax exemptions for new industries.

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, 6.

Those voting in the affirmative were:

Austin	Haugland	Laughlin	Rice
Backes	Hausauer, A.	Lee	Royse
Backlin	Hausauer, L.	Leibhan	Rued
Bassingthwaite	Hendrickson	Linderman	Rundle
Berg	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Scofield
Christensen, H.	Hickle	Lundene	Solberg
Christensen, R.	Hildebrand	McGauvran	Stoltenow
Dick	Hilleboe	Marsden	Stone
Dornacker	Jacob	Matheny	Streibel
Dotzenrod	Jacobson	Mertens	Strinden
Eagles	Jaeger	Metzger	Thorsgard
Erickson	Jenkins	Meyer	Timm
Fleming	Johnson, H.	Miedema	Tinjum
Freborg	Johnson, K.	Murphy	Tweten
Froeber	Kermott	Nermyr	Vander Vorst
Gackle	Kingsbury	Olin	Wagner
Ganser	Kloubec	Olson	Watkins
Garnas	Knudson	Opedahl	Weber
Gengler	Kretschmar	Orange	Wilkie
Gronneberg	LaGrave	Peterson	Winge
Grubb	Langley	Rau	Winkjer
Gunderson	Larson	Raymond	Mr. Speaker
Hartl	Laske	Reimers	

Absent and not voting:

Atkinson	Lang	Rivinius	Welder
Hensrud	Martinson		

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 2380 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 2030
 Senate Bill No. 2073
 Senate Bill No. 2140
 Senate Bill No. 2141
 Senate Bill No. 2145
 Senate Bill No. 2147
 Senate Bill No. 2178
 Senate Bill No. 2180
 Senate Bill No. 2190
 Senate Bill No. 2194
 Senate Bill No. 2197
 Senate Bill No. 2198
 Senate Bill No. 2200
 Senate Bill No. 2205
 Senate Bill No. 2210
 Senate Bill No. 2261
 Senate Bill No. 2324
 Senate Bill No. 2353
 Senate Bill No. 2357
 Senate Bill No. 2362
 Senate Bill No. 2363
 Senate Bill No. 2368
 Senate Bill No. 2369
 Senate Bill No. 2391
 Senate Bill No. 2403
 Senate Bill No. 2419

And the Speaker signed the same in the presence of the House of Representatives.

REPORT OF PROCEDURAL COMMITTEE

The committee on enrollment and engrossment respectfully reports that:

House Bill No. 1002
 House Bill No. 1035
 House Bill No. 1074
 House Bill No. 1095
 House Bill No. 1135
 House Bill No. 1151
 House Bill No. 1180
 House Bill No. 1183
 House Bill No. 1231
 House Bill No. 1243
 House Bill No. 1260
 House Bill No. 1321
 House Bill No. 1328
 House Bill No. 1378
 House Bill No. 1441

Were delivered to the Governor for his approval at the hour of 3:05 o'clock P.M., March 15, 1973.

REP. MIEDEMA, Chairman

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Concurrent Resolution No. 4072 has had the same under con-

sideration and recommends that the House recede from its amendments.

For the Senate:
 Senator Iszler
 Senator Hoffner
 Senator Wright

For the House:
 Rep. Dornacker
 Rep. Lundene
 Rep. Garnas

Rep. Dornacker moved that the report be adopted, which motion prevailed.

MOTION

Rep. Dornacker moved that the rules be suspended, and the amendments to Senate Concurrent Resolution No. 4072, as amended in Conference Committee, be adopted, and that Senate Concurrent Resolution No. 4072 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4072. A Concurrent Resolution urging the Congress to ensure reinstatement of all subsidized and interest credit Farmers Home Administration and the reinstatement of Housing and Urban Development Programs for the elderly and low-to-moderate income citizens of rural America.

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.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4072 was adopted, 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. 2002 has had the same under consideration and reports that your conference committee on Senate Bill No. 2002 has been unable to agree and recommends that a new conference committee be appointed.

For the Senate:
 Senator T. Strinden
 Senator J. Coughlin
 Senator L. Larson

For the House:
 Rep. C. Jenkins
 Rep. C. Mertens
 Rep. L. Freborg

Representative Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1005 has had the same under consideration and reports that your conference committee on House Bill No. 1005 has been unable to agree and recommends that a new conference committee be appointed.

For the Senate:
 Senator G. Longmire
 Senator F. Wenstrom
 Senator W. Erdman

For the House:

Rep. L. Hausauer
Rep. Bridston
Rep. Fleming

Representative Miedema moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following Conference Committee:

On Senate Bill No. 2002

Rep. Jenkins
Rep. Kingsbury
Rep. Mertens

On House Bill No. 1005

Rep. L. Hausauer
Rep. Wagner
Rep. Fleming

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1049 has had the same under consideration and recommends that since the committee is unable to agree, it be discharged and a new conference committee be appointed.

For the Senate:

Senator Longmire
Senator Ringsak
Senator Barth

For the House:

Rep. Hilleboe
Rep. Jenkins
Rep. Bassingthwaite

Rep. Hilleboe moved that the report be adopted.

Rep. Hilleboe moved a substitute motion that House Bill No. 1049 be re-referred to the Committee on Appropriations, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following,

Senate Bill No. 2030
Senate Bill No. 2073
Senate Bill No. 2140
Senate Bill No. 2141
Senate Bill No. 2145
Senate Bill No. 2147
Senate Bill No. 2178
Senate Bill No. 2180
Senate Bill No. 2190
Senate Bill No. 2194
Senate Bill No. 2197
Senate Bill No. 2198
Senate Bill No. 2200
Senate Bill No. 2205
Senate Bill No. 2210
Senate Bill No. 2261
Senate Bill No. 2324
Senate Bill No. 2353
Senate Bill No. 2357
Senate Bill No. 2362
Senate Bill No. 2363
Senate Bill No. 2368
Senate Bill No. 2369
Senate Bill No. 2391

Senate Bill No. 2403
 Senate Bill No. 2419
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 4:00 p.m., which motion prevailed.

The House reconvened at 4:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

MESSAGE FROM THE SENATE
 Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2015
 Senate Bill No. 2011
 Senate Bill No. 2256
 Senate Bill No. 2278
 Senate Concurrent Resolution No. 4068
 House Bill No. 1007
 House Bill No. 1057
 House Bill No. 1339
 House Bill No. 1351

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Streibel moved that the House accede to the Senate request for the return of House Concurrent Resolution No. 3056, which motion prevailed.

Rep. Streibel moved that the House reconsider its action by which House Bill No. 1049 was re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Streibel moved that the House adopt the Conference Committee Report on House Bill No. 1049, which motion prevailed.

Rep. Streibel moved that the Journal show that House Bill No. 1049 was re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Berg moved that the House concur in the Senate amendments to House Bill No. 1215, which motion prevailed.

Rep. Berg moved that the rules be suspended, and House Bill No. 1215 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1215. A Bill for an Act to amend and reenact sections 39-06-03 and 39-06-12, subsection 3 of section 39-06-17, section 39-06-29, subsection 6 of section 39-06-31, subsection 5 of section 39-06-32, sections 39-06-33 and 39-06-33.1 of the North Dakota Century Code, relating to who shall not be licensed, applications for license, restricted license, reports of convictions, revocations, suspensions, hearings, and orders to show cause.

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, 9.

Those voting in the affirmative were:

Atkinson	Hartl	Lee	Rivinius
Austin	Haugland	Leibhan	Royse
Backes	Hausauer, A.	Linderman	Rued
Backlin	Hausauer, L.	Livingston	Rundle
Bassinghwaite	Hentges	Lodoen	Schindler
Berg	Herman	Lundene	Scotfield

Bridston	Jacob	McGauvran	Solberg
Christensen, H.	Jacobson	Marsden	Stoltenow
Christensen, R.	Jaeger	Matheny	Stone
Dick	Jenkins	Mertens	Streibel
Dornacker	Johnson, H.	Metzger	Strinden
Dotzenrod	Johnson, K.	Meyer	Timm
Eagles	Kermott	Miedema	Tinjum
Erickson	Kingsbury	Murphy	Tweten
Fleming	Kloubec	Nermyr	Vander Vorst
Freborg	Knudson	Olin	Wagner
Froeber	Kretschmar	Olson	Watkins
Gackle	LaGrave	Opedahl	Weber
Ganser	Lang	Orange	Welder
Garnas	Langley	Peterson	Wilkie
Gronneberg	Larson	Rau	Winge
Grubb	Laske	Raymond	Winkjer
Gunderson	Laughlin	Rice	Mr. Speaker

Absent and not voting:

Gengler	Hickle	Hilleboe	Reimers
Hendrickson	Hildebrand	Martinson	Thorsgard
Hensrud			

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1215 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. 1537 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1537 be amended as follows:

Delete everything after "A BILL" and insert in lieu thereof the following:

"for an Act to amend and reenact subsection 21 of section 57-38-01 and sections 57-39.2-03.2, 57-39.2-04.1, 57-40.2-03.2, and 57-40.2-04.1 of the North Dakota Century Code, relating to income tax definitions and providing for the exemption of food and food products from the sales and use tax; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 21 of section 57-38-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

21. a. "Federal Internal Revenue Code of 1954, as amended", "United States Internal Revenue Code of 1954, as amended" and "Internal Revenue Code of 1954, as amended", mean the United States Internal Revenue Code of 1954, as amended to and including December 31, (((1968))) 1972.

b. Those provisions of the United States Internal Revenue Code of 1954, as amended, which are adopted for the purposes of this chapter and which apply to returns required to be filed under that Code for the calendar year (((1968))) 1972 and for fiscal years ended during (((1968))) 1972 shall also apply to returns required to be filed under the provisions of this chapter for the same periods.

SECTION 2. AMENDMENT.) Section 57-39.2-03.2 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-39.2-03.2. SALES TAX ON ALCOHOLIC BEVERAGES ((,(,)) AND TOBACCO PRODUCTS ((, AND OLEOMARGARINE))). Notwithstanding any other provision of law, the sales taxes imposed by this chapter shall apply to the gross receipts of retailers from all sales at retail beginning July 1, ((1969)) 1973, of alcoholic beverages as defined in section 5-01-01, whether mixed or unmixed at the time of sale or thereafter, and whether sold for consumption on the premises or through off-sale outlets for consumption off the premises, and cigarettes, cigars, and other tobacco products, ((and oleomargarine,)) provided that gross receipts from the sale thereof shall mean and include any other taxes imposed on such merchandise or its use or on the retail or other sale thereof.

SECTION 3. AMENDMENT.) Section 57-39.2-04.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-39.2-04.1. SALES TAX EXEMPTION FOR (((CERTAIN))) FOOD AND FOOD PRODUCTS.) Beginning ((January 1, 1970)) July 1, 1973, gross receipts from sales for human consumption of food and food products including but not limited to cereal and cereal products, butter, cheese, milk and milk products ((and of fresh and cured)), oleomargarine, meat ((, including)) and meat products, poultry and fish and other fresh and salt-water animal products, eggs and egg products, vegetables and vegetable products, fruit and fruit products, spices and salt, sugar and sugar products including candy and confectionary products, chewing gum, coffee and coffee substitutes, tea, cocoa and cocoa products, and carbonated beverages when purchased by consumers for consumption off the premises where purchased, shall be exempt from the sales tax imposed by chapter 57-39.2 ((, except that fresh and cured meat, fish and other fresh and salt-water animal products shall not include such products if preserved by enclosure in an airtight container)). "Food" and "food products" as used herein shall not include any alcoholic beverages or mixed drinks made therefrom, bottled water, or medicines and preparations in liquid, powdered, granular, tablet, capsule, lozenge, and pill form sold as dietary supplements or adjuncts.

SECTION 4. AMENDMENT.) Section 57-40.2-03.2 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-40.2-03.2. USE TAX ON ALCOHOLIC BEVERAGES ((,(,)) AND TOBACCO PRODUCTS ((, AND OLEOMARGARINE))). Notwithstanding any other provision of law, the use taxes imposed by this chapter shall apply to the storage, use, or consumption in this state beginning July 1, ((1969)) 1973, of alcoholic beverages as defined in section 5-01-01, whether mixed or unmixed at the time of sale or thereafter, and whether sold for consumption on the premises or through off-sale outlets for consumption off the premises, and cigarettes, cigars, and other tobacco products, ((and oleomargarine,)) provided that gross receipts from the sale thereof shall mean and include any other taxes imposed on such merchandise or its use or on the retail or other sale thereof.

SECTION 5. AMENDMENT.) Section 57-40.2-04.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-40.2-04.1. USE TAX EXEMPTION FOR (((CERTAIN))) FOOD AND FOOD PRODUCTS.) Beginning ((January 1, 1970)) July 1, 1973, gross receipts from sales for human consumption of food and food products including but not limited to cereal and cereal products, butter, cheese, milk, and milk products ((and of fresh and cured)), oleomargarine, meat ((, including)) and meat products, poultry and fish and other fresh and salt-water animal products, eggs and egg products, vegetables and vegetable

products, fruit and fruit products, spices and salt, sugar and sugar products including candy and confectionary products, chewing gum, coffee and coffee substitutes, tea, cocoa and cocoa products, and carbonated beverages when purchased by consumers for consumption off the premises where purchased, shall be exempt from the use tax imposed by chapter 57-40.2 ((, except that fresh and cured meat, fish and other fresh and salt-water animal products shall not include such products if preserved by enclosure in an air-tight container))). "Food" and "food products" as used herein shall not include any alcoholic beverages or mixed drinks made therefrom, bottled water, or medicines and preparations in liquid, powdered, granular, tablet, capsule, lozenge, and pill form sold as dietary supplements or adjuncts.

SECTION 6. EFFECTIVE DATE.) The provisions of section 1 of this Act shall be effective for all taxable years beginning on or after January 1, 1973."

And renumber the lines and pages accordingly.

For the Senate:

Senator Butler
Senator Anderson
Senator Shablow

For the House:

Rep. A. Hausauer
Rep. Weber
Rep. Dornacker

Rep. A. Hausauer moved that the report be adopted, which motion failed.

MOTIONS

Rep. Streibel moved that a new Conference Committee be appointed on House Bill No. 1537, which motion prevailed.

Rep. Rice moved that the House reconsider the action by which the House failed to adopt the Conference Committee Report on House Bill No. 1537, which motion failed.

Rep. Streibel moved that House Bill No. 1049 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Streibel moved that the House reconsider its action by which it adopted the Conference Committee Report on House Bill No. 1049, which motion prevailed.

Rep. Streibel moved a substitute motion that the House do not adopt the Report of the Conference Committee on House Bill No. 1049, which motion was subsequently withdrawn.

The question then was on the motion of Rep. Hilleboe to adopt the Report of the Conference Committee on House Bill No. 1049, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The Speaker announced the appointment of the following Conference Committee:

On House Bill No. 1049:

Rep. Hilleboe
Rep. Jenkins
Rep. Bassingthwaite

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2011 has had the same under consideration and recommends that the Senate accede with the House amendments.

For the Senate:

Senator Thane
Senator Erdman
Senator Naaden

For the House:
Rep. Bridston
Rep. Fleming
Rep. Hartl

Rep. Bridston moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2015 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 2015 be amended as follows:

On page 1, line 1, after the word "Act" insert the following:

"to amend and reenact section 19-10-19 of the North Dakota Century Code, relating to inspection fees;"

On page 1, line 3, after the word "Dakota" insert the following:

"; authorizing the state laboratories department to issue revenue bonds, the proceeds of which are appropriated for construction of a department building, and appropriating funds for amortizing bonds; and providing an effective date"

On page 2, line 4, delete the numerals "128,684" and insert in lieu thereof the numerals "130,520"

On page 2, line 9, delete the numerals "206,714" and insert in lieu thereof the numerals "208,550"

On page 2, line 18, delete the numerals "206,714" and insert in lieu thereof the numerals "208,550"

On page 2, line 19, delete the numerals "1,226,295" and insert in lieu thereof the numerals "1,228,131"

On page 2, after line 34, insert the following:

"SECTION 4. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the state laboratories department serve the public in the capacity of a consumer affairs office.

SECTION 5. LABORATORIES COMMISSION MAY ISSUE BONDS FOR CONSTRUCTION OF A BUILDING — PAYMENT OF BONDS — APPROPRIATION.)

1. For the purpose of paying the cost of construction of a building to house the state laboratories department, the state laboratories commission may borrow money on the credit of the revenue to be derived from fees collected by the department pursuant to law. In anticipation of such collections, the commission may issue negotiable bonds in a total amount not to exceed \$750,000, and may provide for the payment of those bonds and the rights of holders thereof, provided that bonds issued under this section shall not be an indebtedness of the state of North Dakota. Bonds issued under this section shall be payable serially, and may be issued in one or more series, may bear such date or dates, may mature at such times but not later than ten years from the date of issuance of the first series, may be in such denomination or denominations, may be in such form either coupon or registered, may carry such registration and conversion privileges, may be executed in such manner, may be payable in such medium of payment at such place or places, may be subject to such terms of redemption with or without premium, and may bear such rate or rates of interest as may be provided by resolution of the commission. Bonds issued under this section shall have all of the qualities and incidents of negotiable paper, and shall not be subject to taxation by the state of North Dakota, or by any county, municipality, or other political subdivision thereof. Bonds issued under this section may be purchased by the Bank of North Dakota, with approval of the industrial commission.

2. There is hereby created a laboratories department sinking fund in the state treasury to which shall be credited the proceeds of fees collected and appropriated by this section. Notwithstanding the provisions of section 19-01-07, so much of the proceeds from fees collected by the state laboratories department as may be necessary for payment of the principal and interest on bonds issued under this section are hereby appropriated to and shall be deposited by the laboratories commission in the laboratories department sinking fund until such time as it is determined by the industrial commission that sufficient funds exist in the sinking fund for the payment of the principal of all outstanding bonds and interest thereon.
3. The proceeds of any bonds issued under the authority of this section are hereby appropriated to the state laboratories commission for construction of a building to house the laboratories department. Construction and furnishing of the building shall be contracted for and supervised by the state laboratories commission or its designee.

SECTION 6. AMENDMENT.) Section 19-10-19 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

19-10-19. INSPECTION FEES.) Every person shipping or transporting kerosene, gasoline, tractor fuel, heating oil, or diesel fuel into this state for sale or consignment or with intent to sell or consign the same, or holding any such product for sale in this state, shall pay to the department an inspection fee of (((one-twentieth))) **one-fortieth** of a cent per gallon for each and every gallon thereof so shipped or transported into the state, or held for sale within the state. An inspection fee shall not be required for a shipment or consignment of gasoline, kerosene, tractor fuel, heating oil, or diesel fuel when the inspection fee has already been paid by another dealer. The fee shall accompany the monthly report required in the following section and shall be due on the first of each calendar month for the preceding month. Such fee shall become delinquent when ten days past due.

SECTION 7. EFFECTIVE DATE.) Section 6 of this Act shall not become effective until such time as the industrial commission certifies to the state laboratories department or its designee that the bonds issued pursuant to this Act have been retired."

And renumber the lines and pages accordingly.

For the Senate:

Senator Wenstrom
Senator Thane
Senator Larson

For the House:

Rep. Olin
Rep. Thorsgard
Rep. Tweten

Rep. Olin moved that the report be adopted, which motion prevailed.

MOTION

Rep. Olin moved that the rules be suspended, and the amendments to Senate Bill No. 2015, as amended in Conference Committee, be adopted, and that Senate Bill No. 2015 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2015. BUDGETS — REGULATORY. A Bill for an Act to amend and reenact section 19-10-19 of the North Dakota Century Code, relating to inspection fees; making an appropriation

for defraying expenses of various departments and various divisions thereof, 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, 64; nays, 30; absent and not voting, 7.

Those voting in the affirmative were:

Atkinson	Haugland	Leibhan	Raymond
Austin	Hausauer, A.	Linderman	Reimers
Bassingthwaite	Hausauer, L.	Livingston	Rice
Berg	Hildebrand	Lundene	Royse
Bridston	Jacob	McGauvran	Solberg
Christensen, R.	Jacobson	Marsden	Stone
Dick	Johnson, H.	Mertens	Streibel
Dornacker	Johnson, K.	Metzger	Strinden
Dotzenrod	Kermott	Meyer	Tinjum
Eagles	Kingsbury	Miedema	Tweten
Fleming	LaGrave	Nermyr	Vander Vorst
Ganser	Lang	Olin	Wagner
Garnas	Langley	Opedahl	Watkins
Gengler	Larson	Orange	Weber
Gronneberg	Laske	Peterson	Wilkie
Grubb	Laughlin	Rau	Mr. Speaker

Those voting in the negative were:

Backlin	Herman	Lodoen	Schindler
Christensen, H.	Hickle	Matheny	Scotfield
Erickson	Jaeger	Murphy	Stoltenow
Freborg	Jenkins	Olson	Timm
Froeber	Kloubec	Rivinius	Welder
Gackle	Knudson	Rued	Winge
Hartl	Kretschmar	Rundle	Winkjer
Hentges	Lee		

Absent and not voting:

Backes	Hendrickson	Hilleboe	Thorsgard
Gunderson	Hensrud	Martinson	

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which Senate Bill No. 2015 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following Conference Committee:

On House Bill No. 1537
 Rep. K. Johnson
 Rep. Dornacker
 Rep. Backes

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2256 has had the same under consideration and recommends that the Senate do accede with the House amendments.

For the Senate:

Senator J. Coughlin
 Senator E. Pyle
 Senator W. Erdman

For the House:

Rep. H. Kingsbury
 Rep. V. Wagner
 Rep. H. Johnson

Representative Kingsbury moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2278 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. Winkjer
 Rep. Weber

Representative Hentges moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Concurrent Resolution No. 4068 has had the same under consideration and recommends that the Senate accede with the House amendments.

For the Senate:
 Senator Tweten
 Senator Kautzmann
 Senator Berube

For the House:
 Rep. Eagles
 Rep. Hendrickson
 Rep. Tinjum

Representative Eagles moved that the report be adopted, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on

Senate Bill No. 2002

And the committees having been unable to agree, the Speaker appointed as a new conference committee.

Rep. Jenkins
 Rep. Kingsbury
 Rep. Mertens

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 1215

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: It is an honor to return House Concurrent Resolution No. 3056, which the Senate has requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2004
 Senate Bill No. 2005
 Senate Bill No. 2012
 Senate Bill No. 2051
 Senate Bill No. 2074
 Senate Bill No. 2179
 Senate Bill No. 2183

Senate Bill No. 2266
 Senate Bill No. 2283
 Senate Bill No. 2286
 Senate Bill No. 2380
 Senate Concurrent Resolution No. 4072

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

Senate Bill No. 2035

And the Speaker appointed as a new conference committee:

Rep. Stoltenow
 Rep. Rivinius
 Rep. Weber

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1050 has had the same under consideration and recommends that the House do accede to the Senate Amendments.

For the Senate:
 Senator Schultz
 Senator Sands
 Senator Shablow

For the House:
 Rep. Herman
 Rep. Gackle
 Rep. Langley

Rep. Herman moved that the report be adopted.

Rep. Scofield moved a substitute motion that the Senate amendments to House Bill No. 1050 be laid on the table, which motion failed.

The question then was on the motion of Rep. Herman to adopt the Report of the Conference Committee on House Bill No. 1050, which motion prevailed.

MOTION

Rep. Herman moved that the rules be suspended, and the amendments to House Bill No. 1050, as amended in Conference Committee, be adopted, and that House Bill No. 1050 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1050. 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.

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, 30; absent and not voting, 4.

Those voting in the affirmative were:

Atkinson	Hausauer, A.	Langley	Reimers
Austin	Hausauer, L.	Larson	Rivinius
Backes	Hentges	Laske	Royse
Berg	Herman	Laughlin	Rundle
Bridston	Hickle	Lee	Schindler
Christensen, R.	Hilleboe	Leibhan	Stoltenow
Dornacker	Jacob	Linderman	Stone

Eagles	Jenkins	Livingston	Streibel
Erickson	Johnson, H.	Lodoen	Strinden
Freborg	Johnson, K.	Matheny	Thorsgard
Gackle	Kermott	Miedema	Timm
Garnas	Kingsbury	Murphy	Tweten
Gronneberg	Kloubec	Olin	Vander Vorst
Grubb	Knudson	Orange	Watkins
Gunderson	Kretschmar	Peterson	Winge
Hartl	LaGrave	Rau	Mr. Speaker
Haugland	Lang	Raymond	

Those voting in the negative were:

Backlin	Hildebrand	Meyer	Solberg
Bassingthwaite	Jacobson	Nermyr	Tinjum
Dick	Jaeger	Olson	Wagner
Dotzenrod	Lundene	Opedahl	Weber
Fleming	McGauvran	Rice	Welder
Froeber	Marsden	Rued	Wilkie
Ganser	Mertens	Scofield	Winkjer
Gengler	Metzger		

Absent and not voting:

Christensen, H.	Hendrickson	Hensrud	Martinson
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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. 1050 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Herman: "Mr. Speaker:

"I rise on a point of personal privilege.

"I don't think that any of us involved in the work on House Bill No. 1050 at this point are particularly proud of our results. We didn't get the job done, and for that I am sorry. I do hope that the 44th Legislative Assembly would re-address themselves to this because there are many problems left on this fund. For those of us on the Conference Committee — Rep. Langley, Rep. Gackle and I — all feel that we did not get the job done, and I hope we can get it done at the next session.

MOTION

Rep. Streibel moved that Senate Bill No. 2062 be placed on second reading and final passage for the purpose of its reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

STATE OF NORTH DAKOTA

Executive Office
Bismarck

The Honorable Wayne G. Sanstead
President of the Senate
North Dakota State Senate
State Capitol
Bismarck, North Dakota 58501

Dear Mr. President:

Senate Bill No. 2062 provides that the vendor of certain pre-packaged, preserved sandwiches would not be required to purchase a restaurant license. This bill, therefore, would exempt such vendors from adhering to the basic health, sanitation, or safety standards which are required of others dispensing food for consumption in this state. This is neither desirable nor acceptable.

Currently, those dispensing sandwiches must obtain a restaurant license for a minimal fee of \$5 per year. The license may be granted only after the vendor's facilities are inspected and certified to meet statutory health and sanitation requirements (N. D. C. C.

Chapter 23-09). But, this bill would exempt prepackaged preserved sandwiches from similar regulation. Minutes of the Senate Committee of Industry, Business and Labor (January 3, 1973) reveal the reason for requesting the exemption:

Mr. Lowell Harris, District Manager for Stuart Sandwich Company of Minneapolis, appeared on behalf of the bill stating they do business in 13 surrounding states and would like to expand their business to gas stations, motel lobbies, etc. This bill was introduced because the demand for sandwiches in small businesses and towns which have no cafes has been so great. Many places wish to serve these sandwiches but do not want to have to obtain a restaurant license. Senator Reiten asked whether the cost of such a license is a factor. Mr. Harris stated it was not but many of the establishments would not be able to meet the qualifications for a restaurant license. The fee for such license is \$5.00. He went on to say the Stuart route men maintain the cleanliness of the vending machines and normally reach these establishments every two weeks. He added that most of their customers have vending machines but there are those who would like to go into refrigeration type operations since vending machines are so costly.

The testimony points out several fatal errors in the bill:

1. The bill was introduced because certain establishments cannot meet the existing basic sanitation and health standards to secure a restaurant license.
2. Cleanliness of the "vending machines" is to be maintained by the "route men" during visits which may "normally" occur every two weeks. But, basic sanitation and health standards demand daily — or more frequent — attention.
3. The testimony reiterated that there would be no statutory regulation of the types of "vending machines" to be used: the bill would allow sales "from any vending machine or appliance or any other medium, device, or object designed or used for vending purposes." This could apparently include everything from a refrigerated vending machine to a cardboard box in a cool room.

Perhaps the statutory requirements for restaurant licenses are too stringent for the vendors selling prepackaged preserved sandwiches. However, in the absence of other safeguards to guarantee a wholesome product to the consumer, I believe it would be much better to require adherence to strict standards rather than to none at all.

Therefore, I veto Senate Bill No. 2062.

Sincerely yours,
ARTHUR A. LINK
Governor

SECOND READING OF A SENATE BILL

Senate Bill No. 2062. A Bill for an Act to allow the sale of preserved sandwiches, pre-packaged under federal inspection, from vending machines without the purchase of a restaurant license.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, over the Governor's veto, the roll was called and there were ayes, 27; nays, 71; absent and not voting, 3.

Those voting in the affirmative were:

Atkinson	Gengler	LaGrave	Reimers
Backlin	Hausauer, A.	Lang	Rice

Eagles	Hentges	Larson	Royce
Fleming	Herman	Lodoen	Wagner
Gackle	Hilleboe	Metzger	Watkins
Ganser	Jaeger	Rau	Welder
Garnas	Jenkins	Raymond	

Those voting in the negative were:

Austin	Hausauer, L.	Livingston	Schindler
Backes	Hickle	Lundene	Scofield
Bassingthwaite	Hildebrand	McGauvran	Solberg
Berg	Jacob	Marsden	Stoltenow
Bridston	Jacobson	Matheny	Stone
Christensen, H.	Johnson, H.	Mertens	Streibel
Christensen, R.	Johnson, K.	Meyer	Strinden
Dick	Kermott	Miedema	Thorsgard
Dornacker	Kingsbury	Murphy	Timm
Dotzenrod	Kloubec	Nermyr	Tinjum
Erickson	Knudson	Olin	Tweten
Freborg	Kretschmar	Olson	Vander Vorst
Froeber	Langley	Opedahl	Weber
Gronneberg	Laske	Orange	Wilkie
Grubb	Laughlin	Peterson	Winge
Gunderson	Lee	Rivinius	Winkjer
Hartl	Leibhan	Rued	Mr. Speaker
Haugland	Linderman	Rundle	

Absent and not voting:

Hendrickson	Hensrud	Martinson
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So the bill failed to pass over the Governor's veto.

MESSAGE FROM THE SENATE

Senate Chamber

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. 2002:

Senator Coughlin
 Senator Strinden
 Senator Larson

On Senate Bill No. 2035:

Senator Anderson
 Senator Stroup
 Senator Christensen

LEO LEIDHOLM, Secretary

MOTION

Rep. Jenkins moved that the rules be suspended, and that Senate Concurrent Resolutions No. 4077 be returned to the House from the Committee on Legislative Council Resolutions, and be placed on the calendar, without recommendation, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4077. A Concurrent Resolution directing the Legislative Council to carry out a comprehensive study and investigation of the State's correctional institutions.

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, 82; nays, 9; absent and not voting, 10.

Those voting in the affirmative were:

Austin	Hausauer, A.	Lee	Rivinius
Backlin	Hausauer, L.	Leibhan	Royce
Berg	Hentges	Linderman	Rued

Bridston	Herman	Livingston	Rundle
Christensen, H.	Hickle	Lodoen	Schindler
Christensen, R.	Hildebrand	Lundene	Scofield
Dick	Hilleboe	Marsden	Stoltenow
Dornacker	Jacob	Matheny	Stone
Dotzenrod	Jacobson	Metzger	Streibel
Eagles	Jenkins	Meyer	Thorsgard
Erickson	Johnson, K.	Miedema	Timm
Fleming	Kermott	Nermyr	Tinjum
Freborg	Kingsbury	Olson	Tweten
Froeber	Kloubec	Opedahl	Vander Vorst
Ganser	Knudson	Orange	Wagner
Garnas	Kretschmar	Peterson	Watkins
Gengler	LaGrave	Rau	Welder
Grubb	Lang	Raymond	Winge
Gunderson	Larson	Reimers	Winkjer
Hartl	Laske	Rice	Mr. Speaker
Haugland	Laughlin		

Those voting in the negative were:

Backes	Johnson, H.	Mertens	Weber
Bassingthwaite	McGauvran	Solberg	Wilkie
Jaeger			

Absent and not voting:

Atkinson	Hendrickson	Martinson	Olin
Gackle	Hensrud	Murphy	Strinden
Gronneberg	Langley		

So the Senate Concurrent Resolution was declared adopted.

Rep. Streibel moved that the vote by which Senate Concurrent Resolution No. 4077 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

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 House Bill No. 1537:

Senator Anderson
 Senator Goodman
 Senator Shablow

To replace the previously appointed committee which has been discharged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following House Bill No. 1049, on which the Senate has adopted the conference committee report and the President has appointed as a new conference committee:

Senator Ringsak
 Senator Longmire
 Senator Barth

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1049

And the committees having been unable to agree, the Speaker appointed as a new conference committee.

Rep. Hilleboe
Rep. Jenkins
Rep. Bassingthwaite

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1005

And the Speaker appointed as a new conference committee:

Rep. R. Hausauer

Rep. Wagner

Rep. Fleming

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1537

And the Speaker appointed as a new conference committee:

On House Bill No. 1537:

Rep. K. Johnson

Rep. Dornacker

Rep. Backes

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit Senate Bill No. 2062 which the House has not passed over the Governor's veto.

The vote on Senate Bill No. 2062 is: 27 ayes, 71 nays, 3 absent, not voting.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1050

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee on:

Senate Bill No. 2011

Senate Bill No. 2015

Senate Bill No. 2256

Senate Bill No. 2278

Senate Concurrent Resolution No. 4068

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Concurrent Resolution No. 4077

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 9:00 a.m., Friday, March 16, 1973, which motion prevailed.

ROY GILBREATH, Chief Clerk



FIFTY-THIRD DAY AFTER RECESS
AND FIFTY-FOURTH DAY

Bismarck, March 16, 1973

The House reconvened at 9:00 a.m., pursuant to recess taken, with Speaker Bunker presiding.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on:

House Bill No. 1005

And the President appointed as a new Conference Committee:

Senator Longmire
Senator Wenstrom
Senator Erdman

LEO LEIDHOLM, Secretary

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1005 has had the same under consideration and reports that your Conference Committee on House Bill No. 1005 has been unable to agree and recommends that a new Conference Committee be appointed.

For the Senate:

Senator Longmire
Senator Wenstrom
Senator Erdman

For the House:

Rep. L. Hausauer
Rep. Wagner
Rep. Fleming

Rep. Hausauer moved that the report be adopted, which motion prevailed and the report was adopted.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following Conference Committee, on:

House Bill No. 1005

Rep. Reimers
Rep. Wagner
Rep. Fleming

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on:

House Bill No. 1005

And the committees having been unable to agree, the Speaker appointed as a new Conference Committee:

Rep. Reimers
Rep. Wagner
Rep. Fleming

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:
House Concurrent Resolution No. 3056
Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the Conference Committee report on:

Senate Bill No. 2116

And laid the House amendments on the table.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:
House Concurrent Resolution No. 3091
House Concurrent Resolution No. 3093
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the Conference Committee report on:

Senate Bill No. 2400

And the President has appointed a new Conference Committee to act with a like committee from the House:

Senator Kautzmann
Senator Nething
Senator Goldberg

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1050

On which the Senate has adopted the Conference Committee report.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 11:00 a.m., which motion prevailed.

The House reconvened, pursuant to recess taken, with Speaker Bunker presiding.

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1005

On which the Senate has not adopted the Conference Committee report and the President has appointed as a new Conference Committee:

Senator Longmire
Senator Wenstrom
Senator Erdman

LEO LEIDHOLM, Secretary

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1005 has had the same under consideration and reports that your Conference Committee on House Bill No. 1005 has been unable to agree and recommends that a new Conference Committee be appointed.

For the Senate:
 Senator Longmire
 Senator Wenstrom
 Senator Erdman

For the House:
 Rep. Reimers
 Rep. Wagner
 Rep. Fleming

Rep. Reimers moved that the report be adopted, which motion prevailed and the report was adopted.

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the appointment of the following Conference Committee:

On House Bill No. 1005:
 Rep. Reimers
 Rep. Wagner
 Rep. Solberg

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1005

And the committees having been unable to agree, the Speaker appointed as a new conference committee.

Rep. Reimers
 Rep. Wagner
 Rep. Solberg

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following House Bill No. 1005, on which the Senate has adopted the conference committee report and the President has appointed as a new conference committee:

Senator Melland
 Senator Page
 Senator Erdman

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2002

And the committees having been unable agree, the President appointed as a new conference committee.

Senator Coughlin
 Senator Strinden
 Senator Larson

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2035

And the committees having been unable agree, the President appointed as a new conference committee.

Senator Fritzell
 Senator Stroup
 Senator Christensen

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1317 has had the same under consideration and recommends:

That the House accedes to the Senate amendments pertaining to: page 2, line 15; page 7, line 29; page 7, line 30; page 7, line 31; page 7, line 32

And that the Senate recedes from its amendments on page 2, line 11, and page 7, line 33

And that House Bill 1317 be further amended as follows:

On page 2, line 11 of the engrossed bill after the period insert the following: "**However, at no time shall the majority membership be more than five more than the minority membership.**"

On page 7, line 33 after the period insert the following: "**However, at no time shall the majority membership be more than five more than the minority membership.**"

And renumber the lines and pages accordingly.

For the Senate:

Senator Goldberg
 Senator Nething
 Senator Gronhovd

For the House:

Rep. Herman
 Rep. Orange

Representative Herman moved that the report be adopted.

Rep. Hartl moved a substitute motion that the House not adopt the Conference Committee Report on House Bill No. 1317, and that a new conference committee be appointed.

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 motion, which motion prevailed.

The question being on the substitute motion, which motion prevailed.

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 since the committee is unable to agree, that it be discharged and a new Conference Committee be appointed.

For the Senate:

Senator Coughlin
 Senator Strinden
 Senator Larson

For the House:

Rep. C. Jenkins
 Rep. H. Kingsbury
 Rep. C. Mertens

Representative Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2035 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 appointed.

For the Senate:
 Senator Stroup
 Senator Anderson
 Senator Christensen

For the House:
 Rep. Weber
 Rep. Stoltenow
 Rep. Rivinius

Representative Weber moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Bunker announced the appointment of the following Conference Committees:

On Senate Bill No. 2002
 Rep. Reimers
 Rep. Kingsbury
 Rep. Mertens

On Senate Bill No. 2035
 Rep. Hentges
 Rep. Rivinius
 Rep. Winge

On House Bill No. 1317
 Rep. Herman
 Rep. Rued
 Rep. Orange

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1049 has had the same under consideration and recommends that the House accede to the Senate amendments with the exception of the amendments pertaining to: page 1, line 11; page 1, line 12; page 5, lines 20 through 35; and page 6, lines 1 through 5; and that the Senate recede from its amendments pertaining to: page 1, line 11; page 1, line 12; page 5, lines 20 through 35; and page 6, lines 1 through 5; and that House Bill No. 1049 be further amended as follows:

On page 1, line 11, delete the word "subsection" and insert the following in lieu thereof: "subsections 2 and"

On page 5, line 20, delete the word "subsection" and insert the following in lieu thereof: "subsections 2 and"

On page 5, line 21, delete the word "is" and insert in lieu thereof the word "are"

On page 5, after line 22, insert the following:

"2. If such judge shall have served fewer than the years of service above required for any given retirement age, he shall be entitled to receive judicial retirement salary only in proportion that his years of service bear to the years of service otherwise required for retirement at such age. **Any judge who has not served at least ten years on reaching his seventy-third birthday shall not be deemed to have waived retirement benefits under this chapter, provided he retires at the expiration of his present term.**"

On page 5, line 28, delete the word "that" and insert the following in lieu thereof: "**he retired, provided that prior to retirement**"

And renumber the lines accordingly.

For the Senate:
 Senator Longmire
 Senator Barth
 Senator Ringsak

For the House:
Rep. Bassingthwaite
Rep. Hilleboe

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

MOTION

Rep. Hilleboe moved that the rules be suspended and the amendments to House Bill No. 1049, as amended in Conference Committee, be adopted, and that House Bill No. 1049 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1049. A Bill for an Act to provide for membership in the public employees' retirement system for supreme and district court judges; to provide for the gradual discontinuance of the present judges' retirement program; to create and enact subsection 13 of section 54-52-01 and section 54-52-06.1 of the North Dakota Century Code, relating to the public employees' retirement system and the amount of a judge's contribution and matching contribution thereto; to amend and reenact section 27-02-02.1 of the North Dakota Century Code, relating to additional compensation for supreme and district court judges; to amend and reenact subsection 3 of section 27-17-01, relating to judicial retirement salary; to amend and reenact subsections 2 and 12 of section 54-52-01 and sections 54-52-02, 54-52-05, 54-52-06, 54-52-10, 54-52-11, and 54-52-13 of the North Dakota Century Code, relating to the public employees' retirement system; to provide a statement of legislative intent; and providing an appropriation.

Which has been read.

POINT OF PERSONAL PRIVILEGE

Rep. Rundle: "Mr. Speaker:

"If the raise for the judges' salary does not require a two-thirds vote, then what about the Constitutional requirement of an initiative?"

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Austin	Haugland	Livingston	Rivinius
Backes	Hausauer, A.	Lodoen	Royse
Backlin	Hausauer, L.	Lundene	Rued
Bassingthwaite	Hickle	McGauvran	Schindler
Berg	Hildebrand	Marsden	Scotfield
Bridston	Hilleboe	Matheny	Solberg
Christensen, H.	Jacob	Mertens	Stoltenow
Christensen, R.	Jacobson	Metzger	Stone
Dick	Johnson, H.	Meyer	Streibel
Dornacker	Johnson, K.	Miedema	Strinden
Dotzenrod	Kermott	Murphy	Thorsgard
Eagles	Kingsbury	Nermyr	Timm
Erickson	Knudson	Olin	Tinjum
Fleming	Kretschmar	Olson	Tweten
Froeber	LaGrave	Opedahl	Vander Vorst
Ganser	Lang	Orange	Watkins
Garnas	Langley	Peterson	Weber
Gengler	Larson	Rau	Wilkie
Gronneberg	Laske	Raymond	Winge
Grubb	Lee	Reimers	Winkjer
Gunderson	Leibhan	Rice	Mr. Speaker
Hartl	Linderman		

Those voting in the negative were:

Freborg	Herman	Kloubec	Wagner
Gackle	Jaeger	Laughlin	Welder
Hentges	Jenkins	Rundle	

Absent and not voting:

Atkinson	Hendrickson	Hensrud	Martinson
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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. 1049 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that the House stand recessed until 2:00 p.m., which motion prevailed.

The House reconvened at 2:00 p.m., pursuant to recess taken, with Speaker Bunker presiding.

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-FOURTH DAY

Bismarck, March 16, 1973

The House convened at 2:00 p.m., with Speaker Bunker presiding.

Prayer was offered by Rev. Clarence Stomp, Pastor, House of Prayer Lutheran Church, Bismarck.

The roll was called, and all members were present except Reps. Atkinson, Backes, Hendrickson, Hensrud, Hilleboe, K. Johnson, Laughlin, Martinson, Murphy, Watkins and Wilkie.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-second day after recess and fifty-third day, and finds the same to be correct.

REP. GUNDERSON, Chairman

Rep. Backlin moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you the Senate has reconsidered its action in requesting return of House Bill No. 1503. Subsequently, cancel the request.

LEO LEIDHOLM, Secretary

Rep. Peterson moved that the Assembly go into a special order of business, and that Rep. Haugland be asked to preside, which motion prevailed.

Rep. Haugland came to the rostrum to preside.

Rep. Haugland called Rep. Miedema to the rostrum.

Rep. Miedema: "Madam Chairman, Mr. Speaker and Members of the House:

"The tall, but soft-spoken voice of the townships is always welcome in all groups.

"Rep. Francis 'Hank' Weber started his House service in 1963. A short venture into the Senate in 1965 was just long enough to remind him what a wonderful body the people's House is, and he returned here in 1967.

"Hank has spent a lot of time on various township bills and we are all aware of a lot of the results he has gotten.

"I was wondering how Hank got so smart. He is a neighbor of mine, living in Imperial Cass, and I live in Barnes County. I checked with Rep. Winge, and I found Hank was graduated from Valley City College.

"As Assistant Minority Floor Leader, Hank has the respect of each of us. It is a pleasure to present a recognition of that respect to him at this time."

Rep. Weber: "Madam Chairman, Members of this Assembly:

"To hear such complimentary remarks as those from Rep. Miedema, I don't know if I actually accomplished that much, but I am involved and concerned about the township political subdivision. There are probably 1300 townships in North Dakota, and they have problems, and they have never had an organized lobby representing them, but until we get rid of them, I want to work on their behalf.

"I would also like to say that this has been one of the fastest moving legislative sessions I have attended. I have been here since 1963. We have gone through more bills, more resolutions, and of course, we have spent more money than any other I have served in. In the first session in 1963 when I served, we had some 750 bills introduced; in 1973 there were close to 1000 bills. In 1963, we handled about 131 resolutions. This year, there were about 175 of them. The amount of money involved in 1963 in the elementary and secondary education bill was \$27 million. In 1973, that bill was about \$100 million. You can see what has happened in the last ten years, and in the general fund appropriation in 1963 it was \$105 million, and now it will be \$300 million. You can see how far we have come, and you can see what you can expect in the future.

"At this time I would like to commend the Majority Party, the Majority Floor Leader Bryce Streibel, the Assistant Majority Floor Leader, Rep. Strinden, and Speaker Art Bunker. You have been very fair and honorable to us as the Minority Party. We appreciate that and we commend you for it. Of course, in two years when we become the Majority Party, I hope we treat you as well.

"I also would like to pay my respects to my colleague, Rep. Poyzer. It is just a week ago he was walking around this Assembly, and he was the last individual I visited with before he left for home. It is hard for me to accept the fact that we don't have him around here today. Rep. Poyzer and I were good friends. He worked hard on his campaign and he deserved to win.

"I also want to commend all the employees that we have helping us. They have been tremendous, the clerks, the stenos, the Chief Clerk, and even the attendants on the parking lot. They have done a wonderful job, and we appreciate it.

"It has been really a great session. I suppose we will find out how great it really is at the next general election.

"Thank you very much."

Rep. Haugland called Rep. Jacobson to the rostrum.

Rep. Jacobson: "Representative Haugland, Members of the Assembly:

"It is an honor for me to have been chosen to recognize the Majority Whip of the House, Representative Earl Strinden. I have had the pleasure of working with Representative Strinden in committee meetings and know him to be a hard working, conscientious and fair-minded person, well deserving of his position.

"We are all aware, however, that Representative Strinden knows a bit about hardware — and in more ways than one. He deals skillfully with the nuts and bolts of the legislative process, and the

loyal opposition has seldom been able to nail him. He seems to have a steel-reinforced backbone, but so far as we can tell he is only the slightest bit screwy.

"Representative Strinden also has a rather novel way of dealing with a minority party bill. He first praises its sponsor to the skies and then rips the bill to shreds. This sometimes leaves the sponsor with the confusing feeling that he has been assaulted with a friendly weapon.

"Seriously, though, in spite of disagreement, we of the minority have the greatest respect for Representative Strinden. He has certainly kept us on our collective toes, and we hope we have performed the same service for him."

Rep. Strinden:

"Rep. Haugland, Mr. Speaker, Rep. Jacobson, Members of the 43rd Legislative Assembly:

"Mr. Jacobson, thank you for your very kind remarks. I have enjoyed serving with you on the Political Subdivisions Committee, and I want to personally attest to the fine job you have done in that committee and in the Assembly.

"I am sure we all come to this point in the session with mixed emotions. First, we are relieved that the hectic pace and schedule we have been on for the past two and one-half months is almost over. However, I think all of us also have a feeling of regret. Serving our citizens in the legislature is an honor as well as a great and wonderful experience.

"The pressure and activity of being involved in the daily legislative battle is a stimulating experience. We have differed with each other on many issues. We have all lost some battles and won others. This is the nature of the legislative process, and I am confident that we have always respected this right to differ. The ultimate decision of this body is always the result of blending the input of varying views, experiences, and background, and have faith in the collective judgment of the citizen legislature.

"Thank you for the honor of serving with all of you, my colleagues, in this 43rd Assembly.

"To the desk force and all of the legislative employees, a special thank you for your dedicated and very competent service."

Rep. Haugland called Rep. L. Hausauer to the rostrum.

Rep. Hausauer:

"Rep. Haugland, Mr. Speaker, Members of the Assembly:

"You may or may not have heard about the gal who, for the lack of something to do, decided to raise chickens. Well, each month she would find one or more of her chickens dead in her yard. Now, this gal heard politicians knew everything, so she wrote to her esteemed state representatives and said, 'Each morning I find one or more of my chickens laying out in my yard stiff and cold. Tell me, what's wrong.' The Representative wrote back and said, 'Dear Madam, I think your chickens are dead.' Well, this Representative may not have known all there was to know about chickens, but he was an intelligent and sincere guy.

"The gentleman we wish to recognize next is a dedicated and determined one who portrays a friendly manner and does an excellent job in his leadership spot for the Minority. Would the nice Representative, Richard Backes, please come forward?"

Rep. Backes:

"Rep. Haugland, Members of the Assembly:

"When you hear accolades about yourself, it reminds you of the story about the fellow who was to be guest speaker at the ban-

quet, and when the M.C. got up to introduce him, he spoke about all the degrees and qualifications the speaker had. The guest speaker nudged his wife and said, 'There are a lot of great men in this world.' His wife said, 'Yes, but there is one less than you think.'

"I want to thank the Assembly for this gift. I don't know what it is, but it is about the same size as Rep. Weber's.

"I want to say it has been a tremendous pleasure for me to serve as Minority Leader. I want to thank my colleagues for giving me the opportunity to serve in this capacity. It has been a pleasure to work with my counterpart across the aisle and the rest of the Republicans. At no time was I ever disgusted or in any way felt bad about any decision made by the Chair, nor at any time did any member of the Minority complain about any decision from the Chair. At no time did the leadership do anything that was not honorable, and I appreciate it very much.

"Thank you."

Rep. Haugland called Rep. Lundene to the rostrum.

Rep. Lundene:

"Madam Chairperson, Speaker Bunker, Boys and Girls:

"On the first day of the seventy-third year of the Twentieth Century, the duly elected members of the Forty-Third Legislative Assembly of North Dakota headed for the Capitol City. One hundred and two found their respective places in this spacious chamber.

"Some came here because they were chosen by Republicans, some came because they were chosen by the Democrats, others came because they had fewer enemies than their opponents.

"Every one came, veteran and freshman alike, imbued with high ideals and noble plans that North Dakota should be a better state because they had served in the law making process of our state.

"Every group that hopes to accomplish anything must have leadership and the majority party and the minority party chose theirs and they chose well.

"By long established legislative custom the arduous and often complicated daily legislative process becomes the responsibility of the majority floor leader.

"In poetry and in prose we have read of the hesitant and sometimes backward male spending much time admiring his counterpart, a woman, from a distance but never finding the courage or opportunity to say so.

"Let me now standing before this assembly and in behalf of the minority party, take this opportunity to express our deep appreciation to the majority leader for the fairness he has displayed — for the leadership he has demonstrated and for the friendship and fellowship that has emanated across party lines during this session of the legislature of North Dakota.

"In behalf of the entire Assembly, Majority Leader Bryce Streibel, will you please come forward to accept this gift from your fellow members — a simple token of the high esteem in which you are held by all of us.

"Representative Streibel, we salute you."

Rep. Streibel: "Madam Chairman, Ladies and Gentlemen:

"Far out in the South Pacific there is a little island where there are no taxes, no unemployment, no welfare, no crime, no vice, no television, no rock 'n' roll — and no inhabitants.

"During these hectic days we have been exposed to quite the contrary — we do have taxes, unemployment, welfare, crime, vice, television, rock 'n' roll and we do have inhabitants, who on occasion made their presence very much known.

"Multitudes have converged upon us seeking favor and advantage — to join them appeared to be popular and the call of the hour. Too many legislative decisions in our nation are over weighted by the component we call 'popularity'. Legislative bodies must be careful not to seek the favor of the multitude; it is seldom got by honest and lawful means. But seek the testimony of few; and number not voices, but weigh them. It is an eternal truth in the political, as well as the social body, that where one member suffers, all the members suffer with it.

"Disraeli once said, 'No government can be long secure without a formidable opposition'. Believe me, using the yardstick of Disraeli, and the ingredient of our good friends of the Minority in the House, North Dakota's government is secure. To Rep. Backes, Weber, Solberg and each member of our respected Minority in the House I want to pay special tribute. You gentlemen served your party well and on occasion I had the feeling it was too well, especially on Senate Bill No. 2026. Someone once defined a political machine as a united minority working against a divided majority and I would be the last to dispute that definition.

"After those five tie votes I felt a little like a certain prominent Republican who was in Miami during the National Democrat Convention. There had been an enthusiastic banquet at one of the beach front hotels and the next morning this prominent Republican met one of the Democrat delegates who had attended the banquet and said, 'I understand there were some Republicans at the dinner last night'. 'Oh, yes,' replied the Democrat delegate, kindly, 'One waited on me.'

"The Speaker of our House has been eminently fair and extremely capable. He has played his role much like the official at a bullfight whose main function is to open and close the gates to let the bull in and out.

"I never cease to marvel at our Speaker's anatomy, especially those two parts that are daily tested when we go into Session at one o'clock and do not recess until six o'clock — namely the waste disposal system and that part that makes continuous contact with the leather of the high Speaker's chair.

"How he withstands the test of the latter can perhaps best be explained by that lovely fable they have in old western Europe which says that when a baby is born, its guardian angel bestows upon it a kiss. If the kiss is on the brow, the child is destined to be an intellectual; on the eyes, it will be a great beauty; if it is on the fingers, he will be a great artist. Now I am not in a position to tell you where the angel kissed our presiding officer, but you'll have to admit he looks very distinguished sitting in his high-backed chair.

"My appreciation and respect are given in their fullest measure to Majority Whip, Rep. Strinden, who has so capably assisted me for the past three sessions. I had always thought that Rep. Strinden epitomized a well-adjusted person until I came across a certain definition of 'well adjusted person' which is someone who can play golf as if it was a game. One round of golf with Rep. Strinden will soon teach you that it is anything but a game, it is an emotional testing ground of the first order which even the best psychiatrist would have trouble unraveling.

"Likewise I had always viewed Rep. Strinden as the admired head of the household and loving husband and father until the Third House and the Grand Forks Chamber of Commerce chose to schedule a party and legislative visit that happened to coincide with Valentine's Day. Several late hour unanswered telephone calls caused an upsurge in the floral deliveries to supplement a beautiful Valentine azalea plant already delivered to the Strinden residence. Having pinned many a white carnation boutonniere on pallbearers I could especially appreciate the added meaning of the white carnation arrangement delivered to the Strinden home the next day.

"One cannot mention the Third House without sharing a very deep and genuine appreciation for Roy, Bobby, Del, Clara and Cecil whose input into the Legislative process is so vital and yet not fully noticed or credited. And yes, I would be totally remiss if I did not present a verbal bouquet to Mavis — the pleasant, efficient and attractive half of the Majority Leader's office who is tested daily to offset the many shortcomings of yours truly.

"Leadership, be it Legislative, Social, Business, Political or Religious, receives more than its share of credit or blame. Someone once asked a famous conductor of a great symphony orchestra which orchestral instrument he considered the most difficult to play. The conductor thought a moment, then said: 'Second fiddle. I can get plenty of first violinists. But to find one who can play second fiddle with enthusiasm — that's a problem. And if we have no second fiddles, we have no harmony!' To you seventy-eight colleagues of our Majority my personal thanks for your tolerance and forbearance of my many frailties. Should history credit us, it will be yours to share.

"We are told that in politics — winning is all important. None have broadened in political victory — endless numbers have in political defeat. In politics, merit is rewarded by the possessor being raised, like a target, to a position to be fired at. People vote their resentment, not their appreciation. The average man does not vote for anything, but against something.

"We settle things by a majority vote, and the psychological effect of doing that is to create the impression that the majority is probably right. Of course, on any fine issue the majority is sure to be wrong. Think of taking a majority vote on the best music. Jazz would win over Chopin. Or on the best novel, many cheap scribblers would win over Tolstoy. And any day a prizefight will get a bigger crowd, larger gate receipts and wider newspaper publicity than any new revelation of goodness, truth or beauty could hope to achieve in a century.

"Our records in this great chamber will be recorded in deeds, not years; in thoughts, not breaths; in feelings, not figures on a roll call sheet; we should count time by heart-throbs not by legislative years."

Rep. Haugland called Rep. Backlin to the rostrum.

Rep. Backlin: "Mr. Speaker, Gentlemen and Ladies of the Assembly:

"I am exceedingly pleased to have been given the opportunity to extend to Representative James Peterson, Chairman of the Majority Caucus, the recognition of this body, and to, in some measure, express the esteem in which he is held by members of both caucuses. As Ward County's fourth-term legislator, he was an experienced member of this body when on the first day of the Organizational Session the current crop of freshmen legislators entered the scene. His courtesy, sense of humor, and above all, his assistance and experienced judgment, has helped us immensely. He has presided over the Majority Caucus with fairness and consideration. With Jim's physical size, he needed no sergeant-at-arms. Even though I am a member of the stronger sex, I am still a bit in awe of him.

"I simply express the sentiment of every member of this body when I present this gift and tell you, Jim, that in our eyes, you are not six feet, but rather 10 feet tall."

Rep. Peterson:

"Madam Chairman, Members of the Assembly, Rep. Backlin, thank you.

"As in the past, it was a genuine pleasure for me to serve with you this session. As we draw to a close, I think we can reflect on this session as one of the hardest working I have ever had the privilege of participating in. I have especially enjoyed serv-

ing the last four terms with the Appropriations Committee. I was as proud as I have ever been of them in some of their decisions they have made this year. This assembly proved one thing more, that the North Dakota State Fair is your fair, and I think that I will conclude my remarks and invite you up to attend.

"Thank you."

Rep. Haugland called Rep. Winge to the rostrum.

Rep. Winge:

"Rep. Haugland, Mr. Speaker, and Members of the Forty-third Legislative Assembly:

"We are gathered here to recognize the extra efforts that some of the members here have assumed to assure all of us a smooth and congenial Legislative session. It is with grateful appreciation that we give an extra pat on the back to those who gave the extra pull to get us over the rough spots.

"The caucus chairmen on both sides seem to have had a little easier job this session. I have never seen a session with as few caucuses as this one.

"I am sure that Rep. Wilkie could have made excellent use of this gift during the session and we hope that he will find many uses for it in the future. We are confident that the 73-23 will become the 75-57. Bring this little gift back with you in 1975, Gerhart.

"As further token of our appreciation is this gift, a briefcase. We hope, Rep. Wilkie, that you will carry your dead bills home in it and return next session with a clean-up bill that will call for self destructing containers for all sorts of drinks."

Rep. Wilkie:

"Rep. Haugland, Members of the Assembly:

"I have about two hours to make my speech, but for some reason I can't remember a word of it.

"It has been a pleasure for me to serve as Caucus Chairman of the Democrat members. They have treated me real well, and I have enjoyed it.

"With that I will just say, thank you."

Rep. Haugland called Rep. Solberg to the rostrum.

Rep. Solberg:

"Madam Chairman and Members of the Assembly:

"A few years ago I heard former Speaker of the House, Jesse Unruh, describe a legislative session of his State of California. He ended his description by saying — 'And then the legislature adjourns sine die, the members leave for their respective homes, and the state heaves a collective sigh of relief — thankful that the damage has been slight.' We have come to this stage in our session when we will pack our books, say our final farewells, and take leave of this beautiful Chamber. But before we leave we always have this pleasant ceremony where we honor and show our appreciation to the members who have accepted leadership roles during the session.

"Mr. Speaker, it is somewhat ironical that I should be chosen to honor you for I placed in nomination the name of your opponent at the start of this session. However, it was without any qualms that the Minority saw you chosen as Speaker, for Majority and Minority alike knew well of your fairness and capability from serving with you in prior sessions.

"Your sense of humor has served to lighten our long days, and relieve tensions that build up in the fast pace of legislative sessions, and although there were groans in the Assembly a few days ago when you stated a farmer was a man outstanding in his field, I know these quips have been appreciated.

"It has been my privilege to serve in this Assembly for many years, and this has been an efficient and hard working session. You, as Speaker, have bent over backwards to be fair and patient with everyone. You have chosen rather than a strict interpretation of rules, that everyone should have the opportunity to express themselves. It is with these thoughts in mind that I want to present you with the traditional engraved watch, so that you may, when you wear it or look at it, reflect upon the many associations you have had in your position as Mr. Speaker of the Forty-Third session of the House of Representatives.

"Mr. Speaker, I wish to congratulate you for a job well done."

Speaker Bunker: "Madam Chairman, Fellow Members of the Legislative Assembly:

"Rep. Solberg, it was quite an experience exchanging chairs with Rep. Haugland. Regardless of what chair I have been sitting in here, I did have a terrific impulse, first to rise on a point of parliamentary procedure, and then to make a substitute motion.

"I do want to thank all of you for giving me the opportunity to serve as your Speaker. It has really been a pleasant and gratifying and very rewarding experience, and I do want to thank you for that. I also want to express my appreciation to all of you for the courtesy and consideration you have shown me.

"It has been said by all of the Speakers in every session I have been here, that this has been the hardest working session ever, and I believe it was true then, and it is now, and it will be true in the next session.

"As a former colleague of mine said, 'As the days dwindle down to a precious few, we still have a lot of work to do.' Probably all of you have been asking what our biggest issues were facing us this session. I always say it is appropriation and taxation. The rest of the issues of the over 1000 bills and resolutions may be of great consequence to some people and some individuals, but I guess this is what it really comes down to — where we take the money from and where we take it go.

"Thank you for the honor you have bestowed upon me, and I hope we will be out of here very shortly.

"Thank you."

Speaker Bunker then presented gifts from the Assembly to Sergeant-at-Arms Cecil Crandall, Chief Clerk Roy Gilbreath, Desk Reporter Barbara King, Bill Clerk Clara Wendt, and Assistant Chief Clerk Del Wawers.

Rep. Peterson moved that the special order of business be dissolved, which motion prevailed.

Rep. Olson then presented the following poem which she had written.

LEGISLATIVE DAYS 1973

Rep. Alice Olson

"I would like to subject
To a little bit of rhyme
If you will kindly allow me
A few moments of your time.

"The session is now about ended
The hour is drawing nigh
For we in the 1973 Legislature
To bid these regal halls good-bye.

"Many good minds have been assembled
For fifty and some odd days,
Now the day has again arrived
For us to go our separate ways.

"We've performed as a lawmaking body,
Oh, we've occasionally fumed and fussed,
We've made many important decisions
As all good legislators must.

"Committee meetings — seemed they'd never end,
Trying to arrive at a logical solution,
What should we do about ERA and ETV
And how to stop unending pollution.

"We've worked on legal fences
To confine the cattle herds,
We've even tried to provide for
The poor "non-resident" birds.

"We tried to implement pre-marital counselling
And lowered the age to drink
I hope this permissive legislation
Made us all stop and think.

"The school bells can keep on ringing
They are assured of sufficient funds
I'm sure we will be questioned
About the good or the bad things we've done.

"As one representative so ably stated,
We've confronted a lot of "big butts"
I really don't believe he was referring,
To taxation or budget cuts.

"A wisdom tooth causing some trouble
Was the reason one representative of note —
Failed to respond to roll call,
And cast the deciding vote.

"I've observed a few of our studious representatives
Taking a little snooze,
The days were long and toilsome,
And the napping was in no way related to booze.

"We've worked, wine and dined together
And now that the sessions through
My parting wish for each member
Is may God bless all of you.

"Now that we've acted on all bills
And taken care of each cause for concern
If a motion is now in order,
I would like to move we adjourn."

Rep. Dotzenrod read the following poem which he had written:

"Some from this hall, we set our pace,
To other tasks then those of state.
Our lives have touched here for a space
In friendship, work and in debate.

"One empty chair, one voice is mute
We lately heard upon this floor
In hearty assent or dispute,
But now is mute forevermore.

"Farewell to Floyd, a colleague here
We pause to give you tribute now,
Accept this wreath upon your bier
As we our heads in sadness bow.

"This empty chair reminds us still,
How fragile, are the ties that bind
Us to our tasks; and that God's will
Rules o'er the fate of all mankind."

MESSAGES TO THE SENATE
House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report, on:
House Bill No. 1049

ROY GILBREATH, Chief Clerk
House Chamber

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. 2035

And the committees having been unable to agree, the Speaker appointed as a new Conference Committee, on:

Senate Bill No. 2002
Rep. Reimers
Rep. Kingsbury
Rep. Mertens

Senate Bill No. 2035
Rep. Hentges
Rep. Rivinius
Rep. Winge

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has not adopted the Conference Committee report on:

House Bill No. 1317

And the Speaker appointed as a new Conference Committee:
Rep. Herman
Rep. Rued
Rep. Orange

ROY GILBREATH, Chief Clerk

REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1005 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1005 be amended as follows:

On page 2, line 6, delete the figure "2,200,000" and insert in lieu thereof the figure "2,266,000"

On page 2, line 7, delete the figure "2,200,000" and insert in lieu thereof the figure "2,266,000"

On page 2, after line 26 of the engrossed bill, insert the following:

"PLANT IMPROVEMENTS FOR COLLEGES

<u>Name of Institution</u>	<u>Type of Facility</u>	
Valley City State College	East West Hall	
State School of Forestry, Bottineau	Demolition	\$35,000
	Parking and Roads	<u>20,000</u>
Total general fund appropriation		55,000"

On page 2, line 27, delete the figure "3,801,035" and insert in lieu thereof the figure "3,922,035"

And renumber the lines and pages accordingly.

For the Senate:
 Senator Melland
 Senator Erdman
 Senator Page

For the House:
 Rep. Reimers
 Rep. Wagner
 Rep. Solberg

Rep. Reimers moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Reimers moved that the rules be suspended and the amendments to House Bill No. 1005, as amended in Conference Committee, be adopted, and that House Bill No. 1005 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1005. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, 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, 78; nays, 15; absent and not voting, 8.

Those voting in the affirmative were:

Austin	Hausauer, A.	Linderman	Rued
Backlin	Hausauer, L.	Livingston	Schindler
Bassingthwaite	Hentges	Lodoen	Scofield
Berg	Herman	Marsden	Solberg
Bridston	Hickle	Matheny	Stone
Christensen, H.	Hildebrand	Mertens	Streibel
Christensen, R.	Jacob	Meyer	Strinden
Dick	Jenkins	Miedema	Thorsgard
Dornacker	Johnson, H.	Nermyr	Timm
Eagles	Johnson, K.	Olin	Tinjum
Erickson	Kermott	Olson	Tweten
Froeber	Kloubec	Opedahl	Vander Vorst
Ganser	Kretschmar	Peterson	Wagner
Garnas	LaGrave	Rau	Watkins
Gengler	Lang	Raymond	Weber
Gronneberg	Langley	Reimers	Wilkie
Grubb	Larson	Rice	Winge
Gunderson	Laske	Rivinius	Winkjer
Hartl	Laughlin	Royse	Mr. Speaker
Haugland	Lee		

Those voting in the negative were:

Dotzenrod	Jacobson	Leibhan	Murphy
Fleming	Jaeger	Lundene	Stoltenow
Freborg	Kingsbury	McGauvran	Welder
Gackle	Knudson	Metzger	

Absent and not voting:

Atkinson	Hendrickson	Hilleboe	Orange
Backes	Hensrud	Martinson	Rundle

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1005 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Reimers requested that Reps. Mertens and Kingsbury be excused, which request was granted by the Speaker.

MESSAGES FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:
Senate Bill No. 2035
House Bill No. 1049

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2035 has had the same under consideration and recommends that the House recede from its amendments on page 3, line 12 and that the Senate accede to the House amendments with the exception of page 3, line 12, and that Senate Bill No. 2035 be further amended as follows:

“, except that any district which is smaller than countywide in size established prior to January 1, 1973, may, in lieu of merging with the new countywide district, continue to exist, within its established boundaries, independently of such countywide district until July 1, 1976, if its board of commissioners files with the state water commission written notice of such intention on or before January 1, 1974”

For the Senate:
Senator Fritzell
Senator Stroup
Senator Christensen

For the House:
Rep. Hentges
Rep. Rivinius
Rep. Winge (refused to sign)

Rep. Hentges moved that the report be adopted, which motion failed on a division vote.

MOTIONS

Rep. Hentges moved that the Conference Committee on Senate Bill No. 2035 be dissolved, and a new Conference Committee be appointed, which motion prevailed.

Rep. Streibel moved that the amendments as presented in the Conference Committee report on House Bill No. 1537 not be read, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1537 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 1537 be amended as follows:

Delete everything after “A BILL” and insert in lieu thereof the following:

“for an Act to amend and reenact subsection 21 of section 57-38-01, and sections 57-38-29, 57-39.2-03.2, 57-39.2-04.1, 57-40.2-03.2, and 57-40.2-04.1 of the North Dakota Century Code, relating to income tax definitions and rates on individuals, and providing for the exemption of food and food products from the sales and use tax; providing for an effective date; and providing for the nonseverability of the sections of this Act.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 21 of section 57-38-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

21. a. “Federal Internal Revenue Code of 1954, as amended”,
“United States Internal Revenue Code of 1954, as amended” and “Internal Revenue Code of 1954, as amended”,

mean the United States Internal Revenue Code of 1954, as amended to and including December 31, ((1968)) 1972.

- b. Those provisions of the United States Internal Revenue Code of 1954, as amended, which are adopted for the purposes of this chapter and which apply to returns required to be filed under that Code for the calendar year ((1968)) 1972 and for fiscal years ended during ((1968)) 1972 shall also apply to returns required to be filed under the provisions of this chapter for the same periods.

SECTION 2. AMENDMENT.) Section 57-38-29 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-38-29. RATE OF TAX ON INDIVIDUALS.) A tax is hereby imposed upon every individual, to be levied, collected, and paid annually with respect to the taxable income of such individual as defined in this chapter, computed at the following rates:

1. On taxable income not in excess of ((three)) one thousand dollars, a tax of one percent;
2. On taxable income in excess of ((three)) one thousand dollars and not in excess of ((four)) three thousand dollars, a tax of two percent;
3. On taxable income in excess of ((four)) three thousand dollars and not in excess of five thousand dollars, a tax of three percent;
4. On taxable income in excess of five thousand dollars and not in excess of six thousand dollars, a tax of five percent;
5. On taxable income in excess of six thousand dollars and not in excess of eight thousand dollars, a tax of seven and one-half percent;
6. On taxable income in excess of eight thousand dollars ((and not in excess of fifteen thousand dollars)), a tax of ten percent ((;)).
- ((7. On taxable income in excess of fifteen thousand dollars, a tax of eleven percent.))

SECTION 3. AMENDMENT.) Section 57-39.2-03.2 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-39.2-03.2. SALES TAX ON ALCOHOLIC BEVERAGES ((,)) AND TOBACCO PRODUCTS ((, AND OLEOMARGARINE)).) Notwithstanding any other provision of law, the sales taxes imposed by this chapter shall apply to the gross receipts of retailers from all sales at retail beginning July 1, ((1969)) 1973, of alcoholic beverages as defined in section 5-01-01, whether mixed or unmixed at the time of sale or thereafter, and whether sold for consumption on the premises or through off-sale outlets for consumption off the premises, and cigarettes, cigars, and other tobacco products, ((and oleomargarine,)) provided that gross receipts from the sale thereof shall mean and include any other taxes imposed on such merchandise or its use or on the retail or other sale thereof.

SECTION 4. AMENDMENT.) Section 57-39.2-04.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-39.2-04.1. SALES TAX EXEMPTIONS FOR ((CERTAIN)) FOOD AND FOOD PRODUCTS.) Beginning ((January 1, 1970)) July 1, 1973, gross receipts from sales for human consumption of food and food products including but not limited to cereal and cereal products, butter, cheese, milk and milk products ((and of fresh and cured)), oleomargarine, meat ((, including)) and meat products, poultry and fish and other fresh and salt-water ani-

mal products, eggs and egg products, vegetables and vegetable products, fruit and fruit products, spices and salt, sugar and sugar products including candy and confectionary products, chewing gum, coffee and coffee substitutes, tea, cocoa and cocoa products, and carbonated beverages when purchased by consumers for consumption off the premises where purchased, shall be exempt from the sales tax imposed by chapter 57-39.2 ((, except that fresh and cured meat, fish and other fresh and salt-water animal products shall not include such products if preserved by enclosure in an airtight container))). **"Food" and "food products" as used herein shall not include any alcoholic beverages or mixed drinks made therefrom, bottled water, or medicines and preparations in liquid, powdered, granular, tablet, capsule, lozenge, and pill form sold as dietary supplements or adjuncts.**

SECTION 5. AMENDMENT.) Section 57-40.2-03.2 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-40.2-03.2. USE TAX ON ALCOHOLIC BEVERAGES (((,))) AND TOBACCO PRODUCTS ((, AND OLEOMARGARINE))). Notwithstanding any other provision of law, the use taxes imposed by this chapter shall apply to the storage, use, or consumption in this state beginning July 1, (((1969))) **1973**, of alcoholic beverages as defined in section 5-01-01, whether mixed or unmixed at the time of sale or thereafter, and whether sold for consumption on the premises or through off-sale outlets for consumption off the premises, and cigarettes, cigars, and other tobacco products, (((and oleomargarine,))) provided that gross receipts from the sale thereof shall mean and include any other taxes imposed on such merchandise or its use or on the retail or other sale thereof.

SECTION 6. AMENDMENT.) Section 57-40.2-04.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-40.2-04.1. USE TAX EXEMPTION FOR (((CERTAIN))) FOOD AND FOOD PRODUCTS.) Beginning (((January 1, 1970))) **July 1, 1973**, gross receipts from sales for human consumption of **food and food products including but not limited to cereal and cereal products, butter, cheese, milk and milk products ((and of fresh and cured))) , oleomargarine, meat ((, including))) and meat products, poultry and fish and other fresh and salt-water animal products, eggs and egg products, vegetables and vegetable products, fruit and fruit products, spices and salt, sugar and sugar products including candy and confectionary products, chewing gum, coffee and coffee substitutes, tea, cocoa and cocoa products, and carbonated beverages** when purchased by consumers for consumption off the premises where purchased, shall be exempt from the use tax imposed by chapter 57-40.2 ((, except that fresh and cured meat, fish and other fresh and salt-water animal products shall not include such products if preserved by enclosure in an airtight container))). **"Food" and "food products" as used herein shall not include any alcoholic beverages or mixed drinks made therefrom, bottled water, or medicines and preparations in liquid, powdered, granular, tablet, capsule, lozenge, and pill form sold as dietary supplements or adjuncts.**

SECTION 7. EFFECTIVE DATE.) The provisions of section 1 and 2 of this Act shall be effective for all taxable years beginning on or after January 1, 1973.

SECTION 8. NONSEVERABILITY OF SECTIONS.) None of the provisions of this Act shall become effective if for any reason any other provision of this Act does not become effective, nor shall any of the provisions of this Act continue in effect if this Act does become effective and any part of it is invalidated or disapproved in any way, other than by action of the legislative assembly, that would cause it to become ineffective."

And renumber the lines and pages accordingly.

For the Senate:

Senator Anderson
Senator Goodman
Senator Shablow

For the House:

Rep. Dornacker
Rep. K. Johnson
Rep. Backes

Rep. Dornacker moved that the report be adopted, which motion prevailed.

MOTION

Rep. Dornacker moved that the rules be suspended, and the amendments to House Bill No. 1537, as amended in Conference Committee, be adopted, and that House Bill No. 1537 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1537. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01, and sections 57-38-29, 57-39.2-03.2, 57-39.2-04.1, 57-40.2-03.2, and 57-40.2-04.1 of the North Dakota Century Code, relating to income tax definitions and rates on individuals, and providing for the exemption of food and food products from the sales and use tax; providing for an effective date; and providing for the nonseverability of the sections of this 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, 91; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Austin	Hartl	Laughlin	Royse
Backes	Haugland	Lee	Rued
Backlin	Hausauer, A.	Leibhan	Rundle
Bassingthwaite	Hausauer, L.	Linderman	Schindler
Berg	Hentges	Livingston	Scoffield
Bridston	Herman	Lodoen	Solberg
Christensen, H.	Hickle	Lundene	Stoltenow
Christensen, R.	Hildebrand	McGauvran	Stone
Dick	Hilleboe	Marsden	Streibel
Dornacker	Jacob	Metzger	Strinden
Dotzenrod	Jacobson	Meyer	Thorsgard
Eagles	Jaeger	Miedema	Timm
Erickson	Jenkins	Murphy	Tinjum
Fleming	Johnson, H.	Nermyr	Tweten
Freborg	Johnson, K.	Olin	Vander Vorst
Froeber	Kermott	Olson	Wagner
Gackle	Kloubec	Opedahl	Watkins
Ganser	Kretschmar	Orange	Weber
Garnas	LaGrave	Peterson	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Grubb	Larson	Rice	Mr. Speaker
Gunderson	Laske	Rivinius	

Those voting in the negative were:

Knudson Matheny

Absent and not voting:

Atkinson	Hensrud	Martinson	Reimers
Hendrickson	Kingsbury	Mertens	Welder

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 1537 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Streibel moved that House Bill No. 1537 be messaged to the Senate immediately, which motion prevailed.

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 1003

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE SENATE

Senate Chamber

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 House Bill No. 1317

Senator Goldberg

Senator Nething

Senator Gronhovd

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has adopted the following motion:

"That effective tomorrow morning at 6:00 a.m., March 17, 1973, the \$50.00 per day expense allowance for Legislators be terminated."

LEO LEIDHOLM, Secretary

APPOINTMENT OF A CONFERENCE COMMITTEE

Speaker Bunker announced the following appointment to a Conference Committee:

On Senate Bill No. 2035:

Rep. Metzger

Rep. H. Christensen

Rep. Weber

Speaker Bunker announced that the House would stand recessed for ten minutes.

The House reconvened, pursuant to recess taken, with Speaker Bunker presiding.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2400

On which the Senate has adopted the conference committee report.

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2400 has had the same under consideration and recommends that the Senate accede to the House amendments with the exception of Page 1, line 13 and that the House recede from its amendment on Page 1, line 13.

For the Senate:

Senator Kautzmann

Senator Nething

Senator Goldberg

For the House:

Rep. K. Johnson

Rep. Murphy
Rep. Wilkie

Rep. K. Johnson moved that the report be adopted, which motion prevailed.

MOTION

Rep. K. Johnson moved that the rules be suspended, and the amendments to Senate Bill No. 2400, as amended in Conference Committee, be adopted, and that Senate Bill No. 2400 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2400. A Bill for an Act to provide for a severance tax upon coal; to provide procedures for the imposition, collection, and administration of such tax; to provide for a trust fund and for the allocation of the interest from such fund to counties; 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, 77; nays, 11; absent and not voting, 13.

Those voting in the affirmative were:

Austin	Haugland	Larson	Rivinius
Backlin	Hausauer, A.	Laske	Royse
Berg	Hausauer, L.	Lee	Rued
Bridston	Hentges	Leibhan	Rundle
Christensen, H.	Herman	Linderman	Schindler
Christensen, R.	Hickle	Livingston	Scofield
Dick	Hildebrand	Lodoen	Stoltenow
Dotzenrod	Jacob	McGauvran	Stone
Eagles	Jaeger	Marsden	Streibel
Erickson	Jenkins	Matheny	Strinden
Fleming	Johnson, H.	Metzger	Timm
Freborg	Johnson, K.	Miedema	Tinjum
Froeber	Kermott	Nermyr	Tweten
Gackle	Kloubec	Olin	Wagner
Ganser	Knudson	Olson	Watkins
Garnas	Kretschmar	Orange	Welder
Gronneberg	LaGrave	Peterson	Winge
Grubb	Lang	Rau	Winkjer
Gunderson	Langley	Raymond	Mr. Speaker
Hartl			

Those voting in the negative were:

Backes	Jacobson	Meyer	Weber
Bassingthwaite	Laughlin	Opedahl	Wilkie
Gengler	Lundene	Solberg	

Absent and not voting:

Atkinson	Hilleboe	Mertens	Rice
Dornacker	Kingsbury	Murphy	Thorsgard
Hendrickson	Martinson	Reimers	Vander Vorst
Hensrud			

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which Senate Bill No. 2400 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. 1317 has had the same under consideration and recommends:

That the Senate recedes from their amendments

And that House Bill 1317 be further amended as follows:

On page 7, line 31, insert triple parentheses around "physicians" and insert in lieu thereof "doctors of medicine" and after "and" insert "oral"

On page 7, line 32 delete the word "medicine"

And renumber the lines and pages accordingly.

For the Senate:

Senator Goldberg
Senator Nething
Senator Gronhovd

For the House:

Rep. Herman
Rep. Orange
Rep. Rued

Rep. Herman moved that the report be adopted, which motion prevailed.

MOTION

Rep. Herman moved that the rules be suspended, and the amendments to House Bill No. 1317, as amended in Conference Committee, be adopted, and that House Bill No. 1317 be deemed properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1317. A Bill for an Act to create and enact sections 26-26-16, 26-26-17, 26-26-18, 26-26-19, 26-26-20, 26-26-21, 26-27-16, 26-27-17, 26-27-18, 26-27-19, 26-27-20, 26-27-21, 26-27-22, 26-27.1-21, 26-27.1-22, 26-27.1-23, 26-27.1-24, 26-27.1-25, 26-27.1-26, 26-27.2-20, 26-27.2-21, 26-27.2-22, 26-27.2-23, 26-27.2-24, and 26-27.2-25 of the North Dakota Century Code, relating to hospital, medical, vision, and dental service corporations and the insurance commissioner's approval of rates, rating systems, and rating formulas; to rate filing procedures; to rate filing disapproval; to information furnished subscribers and subscriber hearings; to the giving of false or misleading information, making this a misdemeanor, and providing a penalty; to hearing procedures and judicial review; and to amend and reenact sections 26-26-04, 26-27-03, 26-27-05, 26-27.1-05, and 26-27.2-05 of the North Dakota Century Code, relating to the boards of directors of medical, hospital, dental, and vision service corporations and to services by non-participating physicians; and to repeal section 26-26-10 of the North Dakota Century Code, relating to the approval by the commissioner of hospital service plan operating 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, 90; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Austin	Hartl	Laughlin	Rivinius
Backes	Haugland	Lee	Royce
Backlin	Hausauer, A.	Leibhan	Rued
Bassingthwaite	Hausauer, L.	Linderman	Rundle
Berg	Hentges	Livingston	Schindler
Bridston	Herman	Lodoen	Scofield
Christensen, H.	Hickle	Lundene	Solberg
Christensen, R.	Hildebrand	McGauvran	Stoltenow
Dick	Jacob	Marsden	Stone
Dornacker	Jacobson	Matheny	Streibel
Dotzenrod	Jaeger	Metzger	Strinden
Eagles	Jenkins	Meyer	Timm
Erickson	Johnson, H.	Miedema	Tinjum

Fleming	Johnson, K.	Nermyr	Tweten
Freborg	Kermott	Olin	Wagner
Froeber	Kloubec	Olson	Watkins
Gackle	Knudson	Opedahl	Weber
Ganser	Kretschmar	Orange	Welder
Garnas	LaGrave	Peterson	Wilkie
Gengler	Lang	Rau	Winge
Gronneberg	Langley	Raymond	Winkjer
Grubb	Larson	Rice	Mr. Speaker
Gunderson	Laske		

Absent and not voting:

Atkinson	Hilleboe	Mertens	Thorsgard
Hendrickson	Kingsbury	Murphy	Vander Vorst
Hensrud	Martinson	Reimers	

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which House Bill No. 1317 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1005

House Bill No. 1537

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

Senate Bill No. 2035

And the Speaker appointed as a new conference committee.

Rep. Metzger

Rep. H. Christensen

Rep. Weber

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed subject to the call of the chair, which motion prevailed.

The House reconvened with Speaker Bunker presiding.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2400

House Bill No. 1317

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

House Bill No. 1005

House Bill No. 1317

House Bill No. 1537

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate reconsidered the action by which the Senate did not concur to the House Amendments:

On Senate Bill No. 2035:

The Senate does concur in the House Amendments on Senate Bill No. 2035.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 2001

LEO LEIDHOLM, Secretary

MOTION

Rep. Wagner moved that the amendments as presented in the Conference Committee Report on Senate Bill No. 2001 not be read, which motion prevailed.

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 that the House recede from its amendments and that Senate Bill No. 2001 be amended as follows:

On page 1, line 22, delete the numerals "20,729,078" and insert in lieu thereof the numerals "20,757,878"

On page 2, line 2, delete the numerals "26,499,402" and insert in lieu thereof the numerals "26,528,202"

On page 2, line 3, delete the numerals "8,376,776" and insert in lieu thereof the numerals "8,083,558"

On page 2, line 4, delete the numerals "18,122,626" and insert in lieu thereof the numerals "18,444,644"

On page 2, line 7, delete the numerals "19,247,626" and insert in lieu thereof the numerals "19,569,644"

On page 2, line 26, delete the numerals "1,256,000" and insert in lieu thereof the numerals "1,212,620"

On page 2, line 27, delete the numerals "16,035,247" and insert in lieu thereof the numerals "15,991,867"

On page 3, after line 33, insert the following:

"Computer terminal 56,173"

On page 3, line 35, delete the numerals "3,633,888" and insert in lieu thereof the numerals "3,690,061"

On page 4, line 2, delete the numerals "2,669,540" and insert in lieu thereof the numerals "2,725,713"

On page 4, line 5, delete the numerals "2,819,540" and insert in lieu thereof the numerals "2,875,713"

On page 4, line 15, delete the numerals "192,000" and insert in lieu thereof the numerals "215,000"

On page 4, line 16, delete the numerals "5,197,676" and insert in lieu thereof the numerals "5,220,676"

On page 4, line 18, delete the numerals "1,718,859" and insert in lieu thereof the numerals "1,747,019"

On page 4, line 22, delete the numerals "2,203,455" and insert in lieu thereof the numerals "2,231,615"

On page 4, line 24, delete the numerals "1,652,759" and insert in lieu thereof the numerals "1,680,919"

On page 4, line 27, delete the numerals "1,748,759" and insert in lieu thereof the numerals "1,776,919"

On page 4, after line 32, insert the following:

"Computer terminal 56,173"

On page 4, line 33, delete the numerals "3,491,657" and insert in lieu thereof the numerals "3,547,830"

On page 4, line 35, delete the numerals "2,547,705" and insert in lieu thereof the numerals "2,603,878"

On page 5, line 3, delete the numerals "2,797,205" and insert in lieu thereof the numerals "2,853,378"

On page 5, line 17, delete the numerals "56,084,121" and insert in lieu thereof the numerals "56,526,265"

On page 5, line 18, delete the numerals "28,622,444" and insert in lieu thereof the numerals "28,329,226"

On page 5, line 19, delete the numerals "84,706,565" and insert in lieu thereof the numerals "84,855,491"

On page 5, line 21, insert after the word "treasury" the words "and income from increased enrollments"

On page 6, after line 24, add the following:

"Notwithstanding the provisions of Section 40-23-22, no funds shall be expended to pay special assessments on projects that do not directly serve a state institution and are not located on or contiguous to a state institution, wherever located in the state.

SECTION 7. NORTH DAKOTA STATE UNIVERSITY.) In addition to the appropriations and authorizations provided by this Act, there is hereby appropriated \$313,202 for the North Dakota State University from the general fund in the state treasury during the biennium beginning July 1, 1973, and ending June 30, 1975, to be used only in the event of a reduction, and only to the extent of such reduction, in either or both years of the biennium in the receipt of federal funds by the North Dakota State University pursuant to the Bankhead-Jones Act. Such reduction during each year of the biennium shall be determined by subtracting the amounts received under the Bankhead-Jones Act each year from the amounts received during the fiscal year ended June 30, 1972. Funds shall be made available pursuant to this contingency appropriation only upon approval of the state board of higher education and with written notification by such board to the director of accounts and purchases."

And renumber the pages and lines accordingly.

For the Senate:

Senator Lips
Senator Strinden
Senator Pyle

For the House:

Rep. Wagner
Rep. Kingsbury
Rep. Solberg

Rep. Wagner moved that the report be adopted, which motion prevailed.

MOTION

Rep. Wagner moved that the rules be suspended, and the amendments to Senate Bill No. 2001, as amended in Conference Committee, be adopted, and that Senate Bill No. 2001 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2001. A Bill for an Act making an appropriation for defraying expenses 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, 85; nays, 9; absent and not voting, 7.

Those voting in the affirmative were:

Austin	Hausauer, A.	Laughlin	Rivinius
Backes	Hausauer, L.	Lee	Royle

Backlin	Hentges	Linderman	Rued
Bassingthwaite	Herman	Livingston	Rundle
Berg	Hickle	Lodoen	Schindler
Bridston	Hildebrand	Lundene	Solberg
Christensen, H.	Hilleboe	Marsden	Stone
Christensen, R.	Jacob	Mertens	Streibel
Dick	Jacobson	Metzger	Strinden
Dornacker	Johnson, H.	Meyer	Thorsgard
Dotzenrod	Johnson, K.	Miedema	Timm
Eagles	Kermott	Nermyr	Tinjum
Erickson	Kingsbury	Olin	Tweten
Fleming	Kloubec	Olson	Vander Vorst
Froeber	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Weber
Gengler	Lang	Rau	Wilkie
Gronneberg	Langley	Raymond	Winge
Gunderson	Larson	Reimers	Winkjer
Hartl	Laske	Rice	Mr. Speaker
Haugland			

Those voting in the negative were:

Freborg	Jaeger	McGauvran	Stoltenow
Gackle	Leibhan	Matheny	Welder
Grubb			

Absent and not voting:

Atkinson	Hensrud	Martinson	Scofield
Hendrickson	Jenkins	Murphy	

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.

MESSAGE FROM THE SENATE Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on:
Senate Bill No. 2002

LEO LEIDHOLM, Secretary

MOTION

Rep. Reimers moved that the amendments to Senate Bill No. 2002 as presented in the Conference Committee Report not be read, which motion prevailed.

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, line 34, delete the numerals "240,609" and insert in lieu thereof the numerals "238,610"

On page 3, line 3, delete the numerals "402,009" and insert in lieu thereof the numerals "400,010"

On page 3, line 5, delete the numerals "288,009" and insert in lieu thereof the numerals "286,010"

On page 3, line 7, delete the numerals "298,007" and insert in lieu thereof the numerals "296,008"

On page 3, line 9, delete the numerals "57,597" and insert in lieu thereof the numerals "57,694"

On page 3, line 13, delete the numerals "101,537" and insert in lieu thereof the numerals "101,634"

On page 3, line 15, delete the numerals "59,537" and insert in lieu thereof the numerals "59,634"

On page 3, line 18, delete the numerals "75,537" and insert in lieu thereof the numerals "75,634"

On page 3, line 20, delete the numerals "53,326" and insert in lieu thereof the numerals "72,482"

On page 3, line 23, delete the numerals "21,640" and insert in lieu thereof the numerals "26,200"

On page 3, line 24, delete the numerals "100,666" and insert in lieu thereof the numerals "124,382"

On page 3, line 25, delete the numerals "30,000" and insert in lieu thereof the numerals "34,990"

On page 3, after line 25, insert the following:

"Land, structures, and improvements 14,250"

On page 3, line 26, delete the numerals "70,666" and insert in lieu thereof the numerals "103,642"

On page 3, line 28, delete the numerals "104,571" and insert in lieu thereof the numerals "104,096"

On page 3, line 29, delete the numerals "25,680" and insert in lieu thereof the numerals "28,000"

On page 3, line 30, delete the numerals "31,040" and insert in lieu thereof the numerals "33,600"

On page 3, line 31, delete the numerals "11,800" and insert in lieu thereof the numerals "12,500"

On page 3, line 32, delete the numerals "173,091" and insert in lieu thereof the numerals "178,196"

On page 3, line 34, delete the numerals "78,091" and insert in lieu thereof the numerals "83,196"

On page 4, line 1, delete the numerals "97,613" and insert in lieu thereof the numerals "97,433"

On page 4, line 5, delete the numerals "155,963" and insert in lieu thereof the numerals "155,783"

On page 4, line 7, delete the numerals "125,963" and insert in lieu thereof the numerals "125,783"

On page 4, line 9, delete the numerals "207,905" and insert in lieu thereof the numerals "206,607"

On page 4, line 10, delete the numerals "54,535" and insert in lieu thereof the numerals "59,800"

On page 4, line 11, delete the numerals "51,372" and insert in lieu thereof the numerals "70,900"

On page 4, line 13, delete the numerals "359,812" and insert in lieu thereof the numerals "383,307"

On page 4, line 14, delete the numerals "85,000" and insert in lieu thereof the numerals "108,495"

On page 4, line 22, delete the numerals "8,280,004" and insert in lieu thereof the numerals "8,316,003"

On page 4, line 23, delete the numerals "8,838,380" and insert in lieu thereof the numerals "8,866,865"

On page 4, line 24, delete the numerals "17,118,384" and insert in lieu thereof the numerals "17,182,868"

On page 6, after line 4, insert the following:

"SECTION 4. MAIN EXPERIMENT STATION.) In addition to the appropriations and authorizations provided by this Act, there is hereby appropriated \$150,000 for the Main Experiment Station from the general fund in the state treasury during the biennium beginning July 1, 1973, and ending June 30, 1975, to be used only in the event of a reduction, and only to the extent of such reduction, in either or both years of the biennium in the receipt of federal funds by the

Experiment Station pursuant to the Hatch Act. Such reduction during each year of the biennium shall be determined by subtracting the amounts under the Hatch Act each year from the amounts received during the fiscal year ended June 30, 1973. Funds shall be made available pursuant to this contingency appropriation only upon approval of the state board of higher education and with written notification by such board to the director of accounts and purchases.

SECTION 5. LEGISLATIVE INTENT.) It is the intent of the Legislative Assembly that the special programs in the Extension Division known as Special Program - Nutritional, ABM Impact Area Development and Man Power Project, which are totally federally funded shall not be continued when federal funds are no longer forthcoming."

And renumber the pages and lines accordingly.

For the Senate:

Senator J. Coughlin

Senator T. Strinden

Senator L. Larson

For the House:

Rep. R. Reimers

Rep. H. Kingsbury

Rep. C. Mertens

Representative Reimers moved that the report be adopted, which motion prevailed.

MOTION

Rep. Reimers moved that the rules be suspended, and the amendments to Senate Bill No. 2002, as amended in Conference Committee, be adopted, and that Senate Bill No. 2002 as amended be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 2002. A Bill for an Act making an appropriation for defraying expenses of the extension division and the experiment stations of the 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, 87; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Austin	Hausauer, L.	Leibhan	Rued
Backes	Hentges	Linderman	Rundle
Backlin	Herman	Livingston	Schindler
Berg	Hickle	Lodoen	Solberg
Bridston	Hildebrand	Lundene	Stoltenow
Christensen, H.	Hilleboe	McGauvran	Stone
Christensen, R.	Jacob	Matheny	Streibel
Dick	Jacobson	Mertens	Strinden
Dornacker	Johnson, H.	Metzger	Thorsgard
Dotzenrod	Johnson, K.	Meyer	Timm
Eagles	Kermott	Miedema	Tinjum
Erickson	Kingsbury	Olin	Tweten
Froeber	Kloubec	Olson	Vander Vorst
Gackle	Knudson	Opedahl	Wagner
Ganser	Kretschmar	Orange	Watkins
Garnas	LaGrave	Peterson	Weber
Gengler	Lang	Rau	Welder
Gronneberg	Langley	Raymond	Wilkie
Gunderson	Larson	Reimers	Winge
Hartl	Laske	Rice	Winkjer
Haugland	Laughlin	Rivinius	Mr. Speaker
Hausauer, A.	Lee	Royse	

Those voting in the negative were:

Bassingthwaite	Freborg	Jaeger	Nermyr
Fleming	Grubb	Marsden	

Absent and not voting:

Atkinson	Hensrud	Martinson	Scotfield
Hendrickson	Jenkins	Murphy	

So the bill passed and the title was agreed to.

Representative Streibel moved that the vote by which Senate Bill No. 2002 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 2001

Senate Bill No. 2002

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. Strinden

Rep. Eagles

Rep. Mertens

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. Solberg

Rep. Haugland

Rep. Wilkie

A committee from the Senate was received who announced that the Senate had completed its business and was about to adjourn sine die.

Rep. Strinden 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.

MOTIONS

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.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1028

House Bill No. 1072

House Bill No. 1078

House Bill No. 1201

House Bill No. 1203

House Bill No. 1208

House Bill No. 1219

House Bill No. 1223
 House Bill No. 1304
 House Bill No. 1395
 House Bill No. 1405
 House Bill No. 1430
 House Bill No. 1447

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Representative Lee 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. 1113
 House Bill No. 1134
 House Bill No. 1141
 House Bill No. 1144
 House Bill No. 1148
 House Bill No. 1193
 House Bill No. 1199
 House Bill No. 1216
 House Bill No. 1238
 House Bill No. 1372
 House Bill No. 1459
 House Bill No. 1460
 House Bill No. 1473
 House Bill No. 1483
 House Bill No. 1492
 House Bill No. 1503
 House Bill No. 1513
 House Bill No. 1520
 House Bill No. 1529
 House Bill No. 1530
 House Bill No. 1531
 House Bill No. 1532
 House Bill No. 1533
 House Bill No. 1534

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Representative Lee 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. 1028
 House Bill No. 1072
 House Bill No. 1078
 House Bill No. 1113
 House Bill No. 1134
 House Bill No. 1141
 House Bill No. 1144
 House Bill No. 1148
 House Bill No. 1193
 House Bill No. 1199
 House Bill No. 1201
 House Bill No. 1203
 House Bill No. 1208
 House Bill No. 1216
 House Bill No. 1219
 House Bill No. 1223
 House Bill No. 1238
 House Bill No. 1304
 House Bill No. 1372
 House Bill No. 1395
 House Bill No. 1405

House Bill No. 1430
 House Bill No. 1447
 House Bill No. 1459
 House Bill No. 1460
 House Bill No. 1473
 House Bill No. 1483
 House Bill No. 1492
 House Bill No. 1503
 House Bill No. 1513
 House Bill No. 1520
 House Bill No. 1529
 House Bill No. 1530
 House Bill No. 1531
 House Bill No. 1532
 House Bill No. 1533
 House Bill No. 1534

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE
 House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1028
 House Bill No. 1072
 House Bill No. 1078
 House Bill No. 1113
 House Bill No. 1134
 House Bill No. 1141
 House Bill No. 1144
 House Bill No. 1148
 House Bill No. 1193
 House Bill No. 1199
 House Bill No. 1201
 House Bill No. 1203
 House Bill No. 1208
 House Bill No. 1216
 House Bill No. 1219
 House Bill No. 1223
 House Bill No. 1238
 House Bill No. 1304
 House Bill No. 1372
 House Bill No. 1395
 House Bill No. 1405
 House Bill No. 1430
 House Bill No. 1447
 House Bill No. 1459
 House Bill No. 1460
 House Bill No. 1473
 House Bill No. 1483
 House Bill No. 1492
 House Bill No. 1503
 House Bill No. 1513
 House Bill No. 1520
 House Bill No. 1529
 House Bill No. 1530
 House Bill No. 1531
 House Bill No. 1532
 House Bill No. 1533
 House Bill No. 1534

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1028
 House Bill No. 1072
 House Bill No. 1078
 House Bill No. 1113
 House Bill No. 1134
 House Bill No. 1141
 House Bill No. 1144
 House Bill No. 1148
 House Bill No. 1193
 House Bill No. 1199
 House Bill No. 1201
 House Bill No. 1203
 House Bill No. 1208
 House Bill No. 1216
 House Bill No. 1219
 House Bill No. 1223
 House Bill No. 1238
 House Bill No. 1304
 House Bill No. 1372
 House Bill No. 1395
 House Bill No. 1405
 House Bill No. 1430
 House Bill No. 1447
 House Bill No. 1459
 House Bill No. 1460
 House Bill No. 1473
 House Bill No. 1483
 House Bill No. 1492
 House Bill No. 1503
 House Bill No. 1513
 House Bill No. 1520
 House Bill No. 1529
 House Bill No. 1530
 House Bill No. 1531
 House Bill No. 1532
 House Bill No. 1533
 House Bill No. 1534

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1028
 House Bill No. 1072
 House Bill No. 1078
 House Bill No. 1113
 House Bill No. 1134
 House Bill No. 1141
 House Bill No. 1144
 House Bill No. 1148
 House Bill No. 1193
 House Bill No. 1199
 House Bill No. 1201
 House Bill No. 1203
 House Bill No. 1208
 House Bill No. 1216
 House Bill No. 1219
 House Bill No. 1223
 House Bill No. 1238
 House Bill No. 1304
 House Bill No. 1372

House Bill No. 1395
 House Bill No. 1405
 House Bill No. 1430
 House Bill No. 1447
 House Bill No. 1459
 House Bill No. 1460
 House Bill No. 1473
 House Bill No. 1483
 House Bill No. 1492
 House Bill No. 1503
 House Bill No. 1513
 House Bill No. 1520
 House Bill No. 1529

Were delivered to the Governor for his approval.

REP. MIEDEMA, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1530
 House Bill No. 1531
 House Bill No. 1532
 House Bill No. 1533
 House Bill No. 1534

Were delivered to the Governor for his approval.

REP. MIEDEMA, Chairman

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2018
 Senate Bill No. 2026
 Senate Bill No. 2029
 Senate Bill No. 2042
 Senate Bill No. 2046
 Senate Bill No. 2089
 Senate Bill No. 2090
 Senate Bill No. 2098
 Senate Bill No. 2111
 Senate Bill No. 2132
 Senate Bill No. 2143
 Senate Bill No. 2186
 Senate Bill No. 2209
 Senate Bill No. 2233
 Senate Bill No. 2238
 Senate Bill No. 2253
 Senate Bill No. 2264
 Senate Bill No. 2282
 Senate Bill No. 2323
 Senate Bill No. 2334
 Senate Bill No. 2344
 Senate Bill No. 2377
 Senate Bill No. 2384
 Senate Bill No. 2401

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 Bill No. 2018
 Senate Bill No. 2026
 Senate Bill No. 2029
 Senate Bill No. 2042
 Senate Bill No. 2046
 Senate Bill No. 2089

Senate Bill No. 2090
 Senate Bill No. 2098
 Senate Bill No. 2111
 Senate Bill No. 2132
 Senate Bill No. 2143
 Senate Bill No. 2186
 Senate Bill No. 2209
 Senate Bill No. 2233
 Senate Bill No. 2238
 Senate Bill No. 2253
 Senate Bill No. 2264
 Senate Bill No. 2282
 Senate Bill No. 2323
 Senate Bill No. 2334
 Senate Bill No. 2344
 Senate Bill No. 2377
 Senate Bill No. 2384
 Senate Bill No. 2401

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE
 House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2018
 Senate Bill No. 2026
 Senate Bill No. 2029
 Senate Bill No. 2042
 Senate Bill No. 2046
 Senate Bill No. 2089
 Senate Bill No. 2090
 Senate Bill No. 2098
 Senate Bill No. 2111
 Senate Bill No. 2132
 Senate Bill No. 2143
 Senate Bill No. 2186
 Senate Bill No. 2209
 Senate Bill No. 2233
 Senate Bill No. 2238
 Senate Bill No. 2253
 Senate Bill No. 2264
 Senate Bill No. 2282
 Senate Bill No. 2323
 Senate Bill No. 2334
 Senate Bill No. 2344
 Senate Bill No. 2377
 Senate Bill No. 2384
 Senate Bill No. 2401

Which the Speaker has signed

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. 1027

House Bill No. 1317

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Representative Lee 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. 1017
House Bill No. 1037
House Bill No. 1235
House Bill No. 1537
House Bill No. 1344

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Representative Lee 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. 1003
House Bill No. 1019
House Bill No. 1040
House Bill No. 1046
House Bill No. 1073
House Bill No. 1146
House Bill No. 1154
House Bill No. 1200
House Bill No. 1234
House Bill No. 1272
House Bill No. 1415
House Bill No. 1469
House Bill No. 1498
House Bill No. 1518
House Bill No. 1539

And find the same correctly enrolled.

REP. MIEDEMA, Chairman

Representative Lee 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. 1001
House Bill No. 1004
House Bill No. 1005
House Bill No. 1006
House Bill No. 1007
House Bill No. 1009
House Bill No. 1013
House Bill No. 1014
House Bill No. 1015
House Bill No. 1026
House Bill No. 1030
House Bill No. 1031
House Bill No. 1048
House Bill No. 1049
House Bill No. 1050
House Bill No. 1054
House Bill No. 1057
House Bill No. 1067
House Bill No. 1085
House Bill No. 1090
House Bill No. 1098
House Bill No. 1102
House Bill No. 1215
House Bill No. 1217
House Bill No. 1232
House Bill No. 1246
House Bill No. 1254
House Bill No. 1290
House Bill No. 1291
House Bill No. 1300
House Bill No. 1314

House Bill No. 1327
House Bill No. 1331
House Bill No. 1339
House Bill No. 1350
House Bill No. 1351
House Bill No. 1390
House Bill No. 1398
House Bill No. 1420
House Bill No. 1429
House Bill No. 1436
House Bill No. 1464
House Bill No. 1465
House Bill No. 1489
House Bill No. 1502

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Representative Lee 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. 1003
House Bill No. 1004
House Bill No. 1005
House Bill No. 1006
House Bill No. 1007
House Bill No. 1009
House Bill No. 1013
House Bill No. 1014
House Bill No. 1015
House Bill No. 1017
House Bill No. 1019
House Bill No. 1026
House Bill No. 1027
House Bill No. 1030
House Bill No. 1031
House Bill No. 1037
House Bill No. 1040
House Bill No. 1046
House Bill No. 1048
House Bill No. 1049
House Bill No. 1050
House Bill No. 1054
House Bill No. 1057
House Bill No. 1067
House Bill No. 1073
House Bill No. 1085
House Bill No. 1090
House Bill No. 1098
House Bill No. 1102
House Bill No. 1146
House Bill No. 1154
House Bill No. 1200
House Bill No. 1215
House Bill No. 1217
House Bill No. 1232
House Bill No. 1234
House Bill No. 1235
House Bill No. 1246
House Bill No. 1254
House Bill No. 1272
House Bill No. 1290
House Bill No. 1291

House Bill No. 1300
House Bill No. 1314
House Bill No. 1317
House Bill No. 1327
House Bill No. 1331
House Bill No. 1339
House Bill No. 1344
House Bill No. 1350
House Bill No. 1351
House Bill No. 1390
House Bill No. 1398
House Bill No. 1415
House Bill No. 1420
House Bill No. 1429
House Bill No. 1436
House Bill No. 1464
House Bill No. 1465
House Bill No. 1469
House Bill No. 1489
House Bill No. 1498
House Bill No. 1502
House Bill No. 1518
House Bill No. 1537
House Bill No. 1539

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1001
House Bill No. 1003
House Bill No. 1004
House Bill No. 1005
House Bill No. 1006
House Bill No. 1007
House Bill No. 1009
House Bill No. 1013
House Bill No. 1014
House Bill No. 1015
House Bill No. 1017
House Bill No. 1019
House Bill No. 1026
House Bill No. 1027
House Bill No. 1030
House Bill No. 1031
House Bill No. 1037
House Bill No. 1040
House Bill No. 1046
House Bill No. 1048
House Bill No. 1049
House Bill No. 1050
House Bill No. 1054
House Bill No. 1057
House Bill No. 1067
House Bill No. 1073
House Bill No. 1085
House Bill No. 1090
House Bill No. 1098
House Bill No. 1102
House Bill No. 1146
House Bill No. 1154
House Bill No. 1200

House Bill No. 1215
 House Bill No. 1217
 House Bill No. 1232
 House Bill No. 1234
 House Bill No. 1235
 House Bill No. 1246
 House Bill No. 1254
 House Bill No. 1272
 House Bill No. 1290
 House Bill No. 1291
 House Bill No. 1300
 House Bill No. 1314
 House Bill No. 1317
 House Bill No. 1327
 House Bill No. 1331
 House Bill No. 1339
 House Bill No. 1344
 House Bill No. 1350
 House Bill No. 1351
 House Bill No. 1390
 House Bill No. 1398
 House Bill No. 1415
 House Bill No. 1420
 House Bill No. 1429
 House Bill No. 1436
 House Bill No. 1464
 House Bill No. 1465
 House Bill No. 1469
 House Bill No. 1489
 House Bill No. 1498
 House Bill No. 1502
 House Bill No. 1518
 House Bill No. 1537
 House Bill No. 1539

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1001
 House Bill No. 1003
 House Bill No. 1004
 House Bill No. 1005
 House Bill No. 1006
 House Bill No. 1007
 House Bill No. 1009
 House Bill No. 1013
 House Bill No. 1014
 House Bill No. 1015
 House Bill No. 1017
 House Bill No. 1019
 House Bill No. 1026
 House Bill No. 1027
 House Bill No. 1030
 House Bill No. 1031
 House Bill No. 1037
 House Bill No. 1040
 House Bill No. 1046
 House Bill No. 1048
 House Bill No. 1049
 House Bill No. 1050
 House Bill No. 1054

House Bill No. 1057
 House Bill No. 1067
 House Bill No. 1073
 House Bill No. 1085
 House Bill No. 1090
 House Bill No. 1098
 House Bill No. 1102
 House Bill No. 1146
 House Bill No. 1154
 House Bill No. 1200
 House Bill No. 1215
 House Bill No. 1217
 House Bill No. 1232
 House Bill No. 1234
 House Bill No. 1235
 House Bill No. 1246
 House Bill No. 1254
 House Bill No. 1272
 House Bill No. 1290
 House Bill No. 1291
 House Bill No. 1300
 House Bill No. 1314
 House Bill No. 1317
 House Bill No. 1327
 House Bill No. 1331
 House Bill No. 1339
 House Bill No. 1344
 House Bill No. 1350
 House Bill No. 1351
 House Bill No. 1390
 House Bill No. 1398
 House Bill No. 1415
 House Bill No. 1420
 House Bill No. 1429
 House Bill No. 1436
 House Bill No. 1464
 House Bill No. 1465
 House Bill No. 1469
 House Bill No. 1489
 House Bill No. 1498
 House Bill No. 1502
 House Bill No. 1518
 House Bill No. 1537
 House Bill No. 1539

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1017
 House Bill No. 1027
 House Bill No. 1037
 House Bill No. 1235
 House Bill No. 1317
 House Bill No. 1537
 House Bill No. 1344

Were delivered to the Governor for his approval.

REP. MIEDEMA, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1001
 House Bill No. 1003
 House Bill No. 1004

House Bill No. 1005
 House Bill No. 1006
 House Bill No. 1007
 House Bill No. 1009
 House Bill No. 1013
 House Bill No. 1014
 House Bill No. 1015
 House Bill No. 1019
 House Bill No. 1026
 House Bill No. 1030
 House Bill No. 1031
 House Bill No. 1040
 House Bill No. 1046
 House Bill No. 1048
 House Bill No. 1049
 House Bill No. 1050
 House Bill No. 1054
 House Bill No. 1057
 House Bill No. 1067
 House Bill No. 1073
 House Bill No. 1085
 House Bill No. 1090
 House Bill No. 1098
 House Bill No. 1102
 House Bill No. 1146
 House Bill No. 1154
 House Bill No. 1200
 House Bill No. 1215
 House Bill No. 1217

Were delivered to the Governor for his approval.

REP. MIEDEMA, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1232
 House Bill No. 1234
 House Bill No. 1246
 House Bill No. 1254
 House Bill No. 1272
 House Bill No. 1290
 House Bill No. 1291
 House Bill No. 1300
 House Bill No. 1314
 House Bill No. 1327
 House Bill No. 1331
 House Bill No. 1339
 House Bill No. 1350
 House Bill No. 1351
 House Bill No. 1390
 House Bill No. 1398
 House Bill No. 1415
 House Bill No. 1420
 House Bill No. 1429
 House Bill No. 1436
 House Bill No. 1464
 House Bill No. 1465
 House Bill No. 1469
 House Bill No. 1489
 House Bill No. 1498
 House Bill No. 1502
 House Bill No. 1518
 House Bill No. 1539

Were delivered to the Governor for his approval.

REP. MIEDEMA, Chairman

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2001
Senate Bill No. 2002
Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2006
Senate Bill No. 2007
Senate Bill No. 2008
Senate Bill No. 2010
Senate Bill No. 2011
Senate Bill No. 2012
Senate Bill No. 2013
Senate Bill No. 2014
Senate Bill No. 2015
Senate Bill No. 2025
Senate Bill No. 2027
Senate Bill No. 2028
Senate Bill No. 2033
Senate Bill No. 2035
Senate Bill No. 2049
Senate Bill No. 2051
Senate Bill No. 2065
Senate Bill No. 2074
Senate Bill No. 2075
Senate Bill No. 2081
Senate Bill No. 2091
Senate Bill No. 2099
Senate Bill No. 2107
Senate Bill No. 2108
Senate Bill No. 2109
Senate Bill No. 2113
Senate Bill No. 2122
Senate Bill No. 2123
Senate Bill No. 2125
Senate Bill No. 2138
Senate Bill No. 2139
Senate Bill No. 2146
Senate Bill No. 2168
Senate Bill No. 2170
Senate Bill No. 2173
Senate Bill No. 2175
Senate Bill No. 2177
Senate Bill No. 2179
Senate Bill No. 2183
Senate Bill No. 2184
Senate Bill No. 2189
Senate Bill No. 2196
Senate Bill No. 2201
Senate Bill No. 2203
Senate Bill No. 2208
Senate Bill No. 2219
Senate Bill No. 2223
Senate Bill No. 2229
Senate Bill No. 2250
Senate Bill No. 2256
Senate Bill No. 2258
Senate Bill No. 2266
Senate Bill No. 2267
Senate Bill No. 2269
Senate Bill No. 2278
Senate Bill No. 2283
Senate Bill No. 2286

Senate Bill No. 2295
Senate Bill No. 2303
Senate Bill No. 2311
Senate Bill No. 2312
Senate Bill No. 2318
Senate Bill No. 2335
Senate Bill No. 2343
Senate Bill No. 2352
Senate Bill No. 2356
Senate Bill No. 2378
Senate Bill No. 2380
Senate Bill No. 2386
Senate Bill No. 2393
Senate Bill No. 2400
Senate Bill No. 2411
Senate Bill No. 2415
Senate Bill No. 2421

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 Bill No. 2001
Senate Bill No. 2002
Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2006
Senate Bill No. 2007
Senate Bill No. 2008
Senate Bill No. 2010
Senate Bill No. 2011
Senate Bill No. 2012
Senate Bill No. 2013
Senate Bill No. 2014
Senate Bill No. 2015
Senate Bill No. 2025
Senate Bill No. 2027
Senate Bill No. 2028
Senate Bill No. 2033
Senate Bill No. 2035
Senate Bill No. 2049
Senate Bill No. 2051
Senate Bill No. 2065
Senate Bill No. 2074
Senate Bill No. 2075
Senate Bill No. 2081
Senate Bill No. 2091
Senate Bill No. 2099
Senate Bill No. 2107
Senate Bill No. 2108
Senate Bill No. 2109
Senate Bill No. 2113
Senate Bill No. 2122
Senate Bill No. 2123
Senate Bill No. 2125
Senate Bill No. 2138
Senate Bill No. 2139
Senate Bill No. 2146
Senate Bill No. 2168
Senate Bill No. 2170
Senate Bill No. 2173
Senate Bill No. 2175
Senate Bill No. 2177

Senate Bill No. 2179
Senate Bill No. 2183
Senate Bill No. 2184
Senate Bill No. 2189
Senate Bill No. 2196
Senate Bill No. 2201
Senate Bill No. 2203
Senate Bill No. 2208
Senate Bill No. 2219
Senate Bill No. 2223
Senate Bill No. 2229
Senate Bill No. 2250
Senate Bill No. 2256
Senate Bill No. 2258
Senate Bill No. 2266
Senate Bill No. 2267
Senate Bill No. 2269
Senate Bill No. 2278
Senate Bill No. 2283
Senate Bill No. 2286
Senate Bill No. 2295
Senate Bill No. 2303
Senate Bill No. 2311
Senate Bill No. 2312
Senate Bill No. 2318
Senate Bill No. 2335
Senate Bill No. 2343
Senate Bill No. 2352
Senate Bill No. 2356
Senate Bill No. 2378
Senate Bill No. 2380
Senate Bill No. 2386
Senate Bill No. 2393
Senate Bill No. 2400
Senate Bill No. 2411
Senate Bill No. 2415
Senate Bill No. 2421

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2001
Senate Bill No. 2002
Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2006
Senate Bill No. 2007
Senate Bill No. 2008
Senate Bill No. 2010
Senate Bill No. 2011
Senate Bill No. 2012
Senate Bill No. 2013
Senate Bill No. 2014
Senate Bill No. 2015
Senate Bill No. 2025
Senate Bill No. 2027
Senate Bill No. 2028
Senate Bill No. 2033
Senate Bill No. 2035
Senate Bill No. 2049
Senate Bill No. 2051

Senate Bill No. 2065
Senate Bill No. 2074
Senate Bill No. 2075
Senate Bill No. 2081
Senate Bill No. 2091
Senate Bill No. 2099
Senate Bill No. 2107
Senate Bill No. 2108
Senate Bill No. 2109
Senate Bill No. 2113
Senate Bill No. 2122
Senate Bill No. 2123
Senate Bill No. 2125
Senate Bill No. 2138
Senate Bill No. 2139
Senate Bill No. 2146
Senate Bill No. 2168
Senate Bill No. 2170
Senate Bill No. 2173
Senate Bill No. 2175
Senate Bill No. 2177
Senate Bill No. 2179
Senate Bill No. 2183
Senate Bill No. 2184
Senate Bill No. 2189
Senate Bill No. 2196
Senate Bill No. 2201
Senate Bill No. 2203
Senate Bill No. 2208
Senate Bill No. 2219
Senate Bill No. 2223
Senate Bill No. 2229
Senate Bill No. 2250
Senate Bill No. 2256
Senate Bill No. 2258
Senate Bill No. 2266
Senate Bill No. 2267
Senate Bill No. 2269
Senate Bill No. 2278
Senate Bill No. 2283
Senate Bill No. 2286
Senate Bill No. 2295
Senate Bill No. 2302
Senate Bill No. 2311
Senate Bill No. 2312
Senate Bill No. 2318
Senate Bill No. 2335
Senate Bill No. 2343
Senate Bill No. 2352
Senate Bill No. 2356
Senate Bill No. 2378
Senate Bill No. 2380
Senate Bill No. 2386
Senate Bill No. 2393
Senate Bill No. 2400
Senate Bill No. 2411
Senate Bill No. 2415
Senate Bill No. 2421

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 4001
 Senate Concurrent Resolution No. 4002
 Senate Concurrent Resolution No. 4004
 Senate Concurrent Resolution No. 4005
 Senate Concurrent Resolution No. 4006
 Senate Concurrent Resolution No. 4008
 Senate Concurrent Resolution No. 4010
 Senate Concurrent Resolution No. 4011
 Senate Concurrent Resolution No. 4012
 Senate Concurrent Resolution No. 4016
 Senate Concurrent Resolution No. 4017
 Senate Concurrent Resolution No. 4020
 Senate Concurrent Resolution No. 4021
 Senate Concurrent Resolution No. 4023
 Senate Concurrent Resolution No. 4024
 Senate Concurrent Resolution No. 4025
 Senate Concurrent Resolution No. 4026
 Senate Concurrent Resolution No. 4027
 Senate Concurrent Resolution No. 4029
 Senate Concurrent Resolution No. 4030
 Senate Concurrent Resolution No. 4031
 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4037
 Senate Concurrent Resolution No. 4038
 Senate Concurrent Resolution No. 4039
 Senate Concurrent Resolution No. 4048
 Senate Concurrent Resolution No. 4051
 Senate Concurrent Resolution No. 4061
 Senate Concurrent Resolution No. 4063
 Senate Concurrent Resolution No. 4064
 Senate Concurrent Resolution No. 4065
 Senate Concurrent Resolution No. 4068
 Senate Concurrent Resolution No. 4069
 Senate Concurrent Resolution No. 4070
 Senate Concurrent Resolution No. 4072
 Senate Concurrent Resolution No. 4074
 Senate Concurrent Resolution No. 4077
 Senate Concurrent Resolution No. 4078

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. 4001
 Senate Concurrent Resolution No. 4002
 Senate Concurrent Resolution No. 4004
 Senate Concurrent Resolution No. 4005
 Senate Concurrent Resolution No. 4006
 Senate Concurrent Resolution No. 4008
 Senate Concurrent Resolution No. 4010
 Senate Concurrent Resolution No. 4011
 Senate Concurrent Resolution No. 4012
 Senate Concurrent Resolution No. 4016
 Senate Concurrent Resolution No. 4017
 Senate Concurrent Resolution No. 4020
 Senate Concurrent Resolution No. 4021
 Senate Concurrent Resolution No. 4023
 Senate Concurrent Resolution No. 4024
 Senate Concurrent Resolution No. 4025
 Senate Concurrent Resolution No. 4026
 Senate Concurrent Resolution No. 4027

Senate Concurrent Resolution No. 4029
 Senate Concurrent Resolution No. 4030
 Senate Concurrent Resolution No. 4031
 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4037
 Senate Concurrent Resolution No. 4038
 Senate Concurrent Resolution No. 4039
 Senate Concurrent Resolution No. 4048
 Senate Concurrent Resolution No. 4051
 Senate Concurrent Resolution No. 4061
 Senate Concurrent Resolution No. 4063
 Senate Concurrent Resolution No. 4064
 Senate Concurrent Resolution No. 4065
 Senate Concurrent Resolution No. 4068
 Senate Concurrent Resolution No. 4069
 Senate Concurrent Resolution No. 4070
 Senate Concurrent Resolution No. 4072
 Senate Concurrent Resolution No. 4074
 Senate Concurrent Resolution No. 4077
 Senate Concurrent Resolution No. 4078

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Concurrent Resolution No. 4001
 Senate Concurrent Resolution No. 4002
 Senate Concurrent Resolution No. 4004
 Senate Concurrent Resolution No. 4005
 Senate Concurrent Resolution No. 4006
 Senate Concurrent Resolution No. 4008
 Senate Concurrent Resolution No. 4010
 Senate Concurrent Resolution No. 4011
 Senate Concurrent Resolution No. 4012
 Senate Concurrent Resolution No. 4016
 Senate Concurrent Resolution No. 4017
 Senate Concurrent Resolution No. 4020
 Senate Concurrent Resolution No. 4021
 Senate Concurrent Resolution No. 4023
 Senate Concurrent Resolution No. 4024
 Senate Concurrent Resolution No. 4025
 Senate Concurrent Resolution No. 4026
 Senate Concurrent Resolution No. 4027
 Senate Concurrent Resolution No. 4029
 Senate Concurrent Resolution No. 4030
 Senate Concurrent Resolution No. 4031
 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4037
 Senate Concurrent Resolution No. 4038
 Senate Concurrent Resolution No. 4039
 Senate Concurrent Resolution No. 4048
 Senate Concurrent Resolution No. 4051
 Senate Concurrent Resolution No. 4061
 Senate Concurrent Resolution No. 4063
 Senate Concurrent Resolution No. 4064
 Senate Concurrent Resolution No. 4065
 Senate Concurrent Resolution No. 4068
 Senate Concurrent Resolution No. 4069
 Senate Concurrent Resolution No. 4070
 Senate Concurrent Resolution No. 4072
 Senate Concurrent Resolution No. 4074

Senate Concurrent Resolution No. 4077

Senate Concurrent Resolution No. 4078

Which the Speaker has signed. ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions.

House Concurrent Resolution No. 3002
 House Concurrent Resolution No. 3003
 House Concurrent Resolution No. 3006
 House Concurrent Resolution No. 3016
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3019
 House Concurrent Resolution No. 3030
 House Concurrent Resolution No. 3033
 House Concurrent Resolution No. 3035
 House Concurrent Resolution No. 3037
 House Concurrent Resolution No. 3039
 House Concurrent Resolution No. 3040
 House Concurrent Resolution No. 3042
 House Concurrent Resolution No. 3043
 House Concurrent Resolution No. 3044
 House Concurrent Resolution No. 3050
 House Concurrent Resolution No. 3051
 House Concurrent Resolution No. 3055
 House Concurrent Resolution No. 3056
 House Concurrent Resolution No. 3058
 House Concurrent Resolution No. 3060
 House Concurrent Resolution No. 3061
 House Concurrent Resolution No. 3063
 House Concurrent Resolution No. 3064
 House Concurrent Resolution No. 3065
 House Concurrent Resolution No. 3073
 House Concurrent Resolution No. 3074
 House Concurrent Resolution No. 3079
 House Concurrent Resolution No. 3084
 House Concurrent Resolution No. 3086
 House Concurrent Resolution No. 3089
 House Concurrent Resolution No. 3090
 House Concurrent Resolution No. 3092

House Resolution No. 2

House Memorial Resolution No. A

House Memorial Resolution No. B

And find the same correctly enrolled. REP. MIEDEMA, Chairman Representative Thorsgard 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 resolutions.

House Concurrent Resolution No. 3017
 House Concurrent Resolution No. 3032
 House Concurrent Resolution No. 3034
 House Concurrent Resolution No. 3083

And find the same correctly engrossed and enrolled.

REP. MIEDEMA, Chairman

Representative Lee 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. 3002
 House Concurrent Resolution No. 3003
 House Concurrent Resolution No. 3006
 House Concurrent Resolution No. 3016
 House Concurrent Resolution No. 3017
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3019

House Concurrent Resolution No. 3030
 House Concurrent Resolution No. 3032
 House Concurrent Resolution No. 3033
 House Concurrent Resolution No. 3034
 House Concurrent Resolution No. 3035
 House Concurrent Resolution No. 3037
 House Concurrent Resolution No. 3039
 House Concurrent Resolution No. 3040
 House Concurrent Resolution No. 3042
 House Concurrent Resolution No. 3043
 House Concurrent Resolution No. 3044
 House Concurrent Resolution No. 3050
 House Concurrent Resolution No. 3051
 House Concurrent Resolution No. 3055
 House Concurrent Resolution No. 3056
 House Concurrent Resolution No. 3058
 House Concurrent Resolution No. 3060
 House Concurrent Resolution No. 3061
 House Concurrent Resolution No. 3063
 House Concurrent Resolution No. 3064
 House Concurrent Resolution No. 3065
 House Concurrent Resolution No. 3073
 House Concurrent Resolution No. 3074
 House Concurrent Resolution No. 3079
 House Concurrent Resolution No. 3083
 House Concurrent Resolution No. 3084
 House Concurrent Resolution No. 3086
 House Concurrent Resolution No. 3089
 House Concurrent Resolution No. 3090
 House Concurrent Resolution No. 3092
 House Resolution No. 2
 House Memorial Resolution No. A
 House Memorial Resolution No. B

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Concurrent Resolution No. 3002
 House Concurrent Resolution No. 3003
 House Concurrent Resolution No. 3006
 House Concurrent Resolution No. 3016
 House Concurrent Resolution No. 3017
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3019
 House Concurrent Resolution No. 3030
 House Concurrent Resolution No. 3032
 House Concurrent Resolution No. 3033
 House Concurrent Resolution No. 3034
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 House Concurrent Resolution No. 3092

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 3002
 House Concurrent Resolution No. 3003
 House Concurrent Resolution No. 3006
 House Concurrent Resolution No. 3016
 House Concurrent Resolution No. 3017
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3019
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 House Concurrent Resolution No. 3090
 House Concurrent Resolution No. 3092

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. 3002
 House Concurrent Resolution No. 3003
 House Concurrent Resolution No. 3006
 House Concurrent Resolution No. 3016
 House Concurrent Resolution No. 3017
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3019
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 House Concurrent Resolution No. 3086
 House Concurrent Resolution No. 3089
 House Concurrent Resolution No. 3090
 House Concurrent Resolution No. 3092
 House Resolution No. 2
 House Memorial Resolution No. A
 House Memorial Resolution No. B
 Were delivered to the Secretary of State.

REP. MIEDEMA, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3005
 House Concurrent Resolution No. 3041
 Were delivered to the Secretary of State.

REP. MIEDEMA, Chairman

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to transmit Senate Bill No. 2062 which the President has signed the certification over the Governor's veto, 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 the certification by which Senate Bill No. 2062 failed to pass the House over the Governor's veto, and the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return Senate Bill No. 2062 which the Speaker has signed the certification by which Senate Bill No. 2062 failed to pass the House over the Governor's veto.

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. 1045

House Bill No. 1206
House Bill No. 1401

And find the same correctly certificated.

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 the certifications by which House Bill No. 1045 and House Bill No. 1206 were passed over the Governor's veto, 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 the certification by which House Bill No. 1401 failed to pass the House over the Governor's veto, and the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit House Bill No. 1045 and House Bill No. 1206 which the Speaker has signed the certifications over the Governor's veto, and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return House Bill No. 1045 and House Bill No. 1206 which the President has signed the certifications over the Governor's veto.

LEO LEIDHOLM, Secretary

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that House Bill No. 1045 which has been passed by the House of Representatives and the Senate over the Governor's veto, also a copy of the Governor's objections as well as the certificates of the presiding officers of both the House and the Senate as to the final action of the respective bodies with reference to the passage of this bill, was delivered to the Secretary of State.

REP. MIEDEMA, Chairman

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that House Bill No. 1206 which has been passed by the House of Representatives and the Senate over the Governor's veto, also a copy of the Governor's objections as well as the certificates of the presiding officers of both the House and the Senate as to the final action of the respective bodies with reference to the passage of this bill, was delivered to the Secretary of State.

REP. MIEDEMA, Chairman

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that House Bill No. 1401 which has failed to pass the House of Representatives over the Governor's veto, also a copy of the Governor's objections as well as the certificate of the presiding officers of the House of Representatives as to the final action of that body with reference to the passage of this bill, was delivered to the Secretary of State.

REP. MIEDEMA, Chairman

The House adjourned sine die pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk



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1143, 1148, 1214, 1305, 1317 1400 (2)
Nominations: 4
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RECORDS OF HOUSE BILLS

House Bill No. 1001. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the State of North Dakota.

Introduced by Committee on Appropriations
 Introduction, first reading, 44
 Referred to Committee on Appropriations
 Reported back, amended, 693-694
 Statement of purpose of amendment, 694
 Amendments adopted, 733
 Engrossed, 765
 Second reading and final passage, 766
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 To Senate, 791
 Returned to House, amended, 1239-1240
 House does not concur, 1249
 Conference Committee:
 House, 1267
 Senate, 1292
 Conference Committee report:
 House adopted, 1347
 Rules suspended, properly re-engrossed, placed on final passage, 1347
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 Conference Committee report:
 Senate adopts, 1390
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1463

House Bill No. 1002. A Bill for an Act to appropriate money for the expenses of the legislative branch of government, and declaring an emergency.

Introduced by Committee on Appropriations
 Introduction, first reading, 44
 Referred to Committee on Appropriations
 Reported back, amended, 694-695
 Statement of purpose of amendment, 694
 Amendments adopted, 733
 Engrossed, 765
 Second reading and final passage, 767
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 To Senate, 782
 Returned to House, amended, 1238
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 House does not concur, 1249
 Conference Committee:
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 Engrossed and enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
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House Bill No. 1003. A Bill for an Act making an appropriation for defraying expenses of the judicial branch of the government of the state of North Dakota.

Introduced by Committee on Appropriations
 Introduction, first reading, 44
 Referred to Committee on Appropriations
 Reported back, do pass, 695
 Second reading and final passage, 738
 Clincher, 738
 To Senate, 791
 Returned to House, passed, 1444
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1463

House Bill No. 1004. A Bill for an Act making an appropriation for defraying the expenses of the commissioner of university and school lands.

Introduced by Committee on Appropriations
 Introduction, first reading, 44
 Referred to Committee on Appropriations
 Reported back, do pass, 222
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 House, 1267
 Senate, 1292
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 House adopted, 1348
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 Clincher, 1348
 Senate adopts, 1390
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1463

House Bill No. 1005. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Introduced by Committee on Appropriations
 Introduction, first reading, 44
 Referred to Committee on Appropriations
 Reported back, amended, 496
 Statement of purpose of amendment, 497
 Amendments adopted, 515
 Engrossed, 528

Second reading and final passage, 528
 To Senate, 573
 Returned to House, amended, 1238
 House does not concur, 1249
 Conference Committee:
 House, 1267
 Senate, 1292
 Conference Committee report:
 House adopts, 1366
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 House adopts, 1438
 Senate adopts, 1447
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 Clincher, 1439
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1463

House Bill No. 1006. A Bill for an Act making an appropriation for defraying expenses of the various departments and various divisions thereof, of the state of North Dakota.

Introduced by Committee on Appropriations
 Introduction, first reading, 44
 Referred to Committee on Appropriations
 Reported back, amended, 651-652
 Statement of purpose of amendments, 652
 Amendments adopted, 725
 Engrossed, 733
 Question divided on final passage, 754
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 B. Division — Subdivision 4, 754-755
 C. Division — Subdivision 8, 755
 D. Division — House Bill No. 1006 including Divisions A, B
 and C previously adopted, 756
 Clincher, 756
 Returned to House, amended, 957
 House concurs, 969

Second reading and final passage, 1007
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1463

House Bill No. 1007. BUDGETS — DIRECTOR OF INSTITUTIONS. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof of the state of North Dakota and which are under the supervision of the director of institutions, and declaring an emergency.

Introduction, first reading, 44
 Referred to Committee on Appropriations
 Reported back, amended, 699-702
 Statement of purpose of amendment, 701
 Amendments adopted, 733
 Engrossed, 765
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 Re-engrossed, 784
 Motion to move to foot of calendar prevailed, 769
 Second reading and final passage, 784
 Clincher, 785
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 Returned to House, amended, 1313
 House does not concur, 1318
 Statement of purpose of amendment, 1315
 Conference Committee:
 House, 1325
 Senate, 1337
 Conference Committee report:
 House adopted, 1385
 Amendments adopted, 1385
 Rules suspended, properly re-engrossed, placed on final passage,
 1385
 Clincher, 1386
 Conference Committee report:
 Senate adopts, 1408
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1008. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota, and which are under the supervision of the commissioner of insurance.

Introduced by Committee on Appropriations
 Introduction, first reading, 44
 Referred to Committee on Appropriations
 Reported back, do pass, 88
 Second reading and final passage, 103
 To Senate, 113
 Returned to House, passed, 599
 Enrolled, 1015
 Signed by Speaker, 1019
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1009. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota and which are under the supervision of the commissioner of agriculture.

Introduced by Committee on Appropriations
 Introduction, first reading, 45
 Referred to Committee on Appropriations
 Reported back, amended, 656-657
 Statement of purpose of amendment, 657
 Amendments adopted, 725
 Engrossed, 733
 Question divided on final passage, 756
 Second reading and final passage:
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 B. Division — House Bill No. 1009 including A. Division previously adopted, 757
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 To Senate, 791
 Returned to House, amended, 1149
 House concurs, 1197
 Second reading and final passage, 1284
 Clincher, 1284
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1010. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Introduced by Committee on Appropriations
 Introduction, first reading, 45
 Referred to Committee on Appropriations
 Reported back, amended, 290
 Statement of purpose of amendment, 290
 Amendments adopted, 318
 Engrossed, 335
 Second reading and final passage, 336
 To Senate, 373
 Returned to House, passed, 969
 Enrolled, 1329
 Signed by Speaker, 1329
 To Senate, 1330
 Returned to House, 1330
 Sent to Governor, 1332

House Bill No. 1011. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Introduced by Committee on Appropriations
 Introduction, first reading, 45
 Referred to Committee on Appropriations
 Reported back, amended, 591-592
 Amendments adopted, 602
 Engrossed, 639
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- D. Division — Subdivision 4, 668
- E. Division — House Bill No. 1011 including Divisions A, B, C and D previously adopted, 668-669

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 Returned to House, passed, 1111
 Enrolled, 1118
 Signed by Speaker, 1118
 To Senate, 1119
 Returned to House, 1119
 Sent to Governor, 1123
 Approved by Governor, 1259

House Bill No. 1012. A Bill for an Act making an appropriation for defraying expenses of the pardon board and parole office.

Introduced by Committee on Appropriations
 Introduction, first reading, 45
 Referred to Committee on Appropriations
 Reported back, amended, 235
 Statement of purpose of amendment, 235
 Amendments adopted, 248
 Engrossed, 262
 Second reading and final passage, 265
 To Senate, 316
 Returned to House, passed, 877
 Enrolled, 1137
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1334

House Bill No. 1013. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota, and which are under the supervision of the office of the adjutant general.

Introduced by Committee on Appropriations
 Introduction, first reading, 45
 Referred to Committee on Appropriations
 Reported back, amended, 186
 Statement of purpose of amendment, 186
 Amendments adopted, 209
 Engrossed, 228
 Second reading and final passage, 236
 To Senate, 275
 Returned to House, amended, 910
 House concurs, 969
 Second reading and final passage, 1007
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461

House Bill No. 1014. A Bill for an Act to appropriate money for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Introduced by Committee on Appropriations
 Introduction, first reading, 45
 Referred to Committee on Appropriations
 Reported back, amended, 363
 Statement of purpose of amendment, 364

Adoption of committee report reconsidered, 377
 Re-referred to Committee on Appropriations, 377
 Reported back, amended, 440
 Statement of purpose of amendment, 441
 Amendments adopted, 453
 Engrossed, 469
 Second reading and final passage, 469
 To Senate, 502.
 Returned to House, amended, 1294
 House does not concur, 1318
 Conference Committee:
 House, 1325
 Senate, 1337
 Conference Committee report:
 House adopted, 1349
 Amendments adopted, 1349
 Rules suspended, properly re-engrossed, placed on final passage,
 1349
 Clincher, 1350
 Conference Committee report:
 Senate adopts, 1390
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1015. A Bill for an Act to appropriate money for defraying expenses of the state water conservation commission.

Introduced by Committee on Appropriations
 Introduction, first reading, 45
 Referred to Committee on Appropriations
 Reported back, do pass, 462
 Motion to lay over one legislative day prevailed, 479
 Re-referred to Committee on Appropriations, 494
 Reported back, amended, 652
 Amendments adopted, 725
 Engrossed, 733
 Second reading and final passage, 758
 Clincher, 758
 To Senate, 792
 Returned to House, amended, 1240
 House does not concur, 1249
 Conference Committee:
 House, 1267
 Senate, 1292
 Conference Committee report:
 House adopted, 1350
 Amendments adopted, 1350
 Rules suspended, properly re-engrossed, placed on final passage,
 1350
 Clincher, 1351
 Conference Committee report:
 Senate adopts, 1390
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1016. A Bill for an Act making an appropriation for the construction of a capitol office building.

Introduced by Committee on Appropriations
 Introduction, first reading, 45

Referred to Committee on Appropriations
Reported back, indefinitely postponed, 125

House Bill No. 1017. A Bill for an Act making an appropriation for the construction of a Heritage Center.

Introduced by Committee on Appropriations
Introduction, first reading, 45
Referred to Committee on Appropriations
Reported back, amended, 344-345
Amendments adopted, 368
Engrossed, 379
Second reading and final passage, 393
To Senate, 451
Returned to House, amended, 1111
House does not concur, 1144
Reconsideration of not concurring in Senate amendments prevailed, 1192
House concurs, 1192
Second reading and final passage, 1284
Clincher, 1285
Enrolled, 1459
Signed by Speaker, 1460
To Senate, 1461
Returned to House, 1462
Sent to Governor, 1463

House Bill No. 1018. A Bill for an Act to amend and reenact section 4-09-20 of the North Dakota Century Code, relating to the processing of vouchers by the seed department.

Introduced by Reps. Reimers, H. Johnson, Kingsbury and Mertens
Introduction, first reading, 46
Referred to Committee on Appropriations
Reported back, do pass, 80
Second reading and final passage, 90
To Senate, 102
Returned to House, passed, 374
Enrolled, 513
Signed by Speaker, 513
To Senate, 513
Returned to House, 514
Sent to Governor, 516
Approved by Governor, 614

House Bill No. 1019. A Bill for an Act relating to governmental biennial reports; to amend and reenact sections 2-05-04, 4-05-10, 4-06-04, 4-13-09, 4-27-11, 6-01-10, 7-05-03, 15-02-08, 15-11-14, 15-20.1-21, 15-21-14, 15-52-28, 18-01-29, subsection 3 of section 20.1-02-04, sections 23-01-06, 24-02-10, subsection 7 of section 26-01-02, sections 26-23-21, 27-15-08, 34-06-20, 36-01-11, subsection 5 of section 37-03-05, sections 37-14-09, 37-15-19, 43-01-06, 43-02-06, 43-04-19, 43-09-05, 43-10-08, 43-13-09, 43-15-12, 43-17-12, 43-23-02, 43-28-09, 47-23-07, 49-01-13, 50-06-13, 52-02-03, 52-10-09, 53-01-08, 54-06-03, 54-06-04, subsection 12 of section 54-11-01, sections 54-12-05, 54-17-06, 54-21-09, 54-21-10, 54-36-06, 54-42-05, subsections 15 and 16 of section 54-44-04, sections 54-46-11, 54-49-08, subsection 9 of section 57-01-02, sections 61-03-04, and 65-02-09 of the North Dakota Century Code, relating to biennial reports of executive and administrative agencies and departments, the time when such reports shall be made, and the contents, printing, and binding of such reports; and to repeal section 44-04-08 of the North Dakota Century Code, relating to the reporting of salaries in biennial reports.

Introduced by Reps. Mertens, Thorsgard and H. Johnson
 Introduction, first reading, 46
 Referred to Committee on State and Federal Government
 Reported back, amended, 123-124
 Amendments adopted, 131
 Engrossed, 152
 Second reading and final passage, 152
 To Senate, 168
 Returned to House, passed, 1005
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1020. A Bill for an Act to amend and reenact section 20.1-08-05 of House Bill No. 1020 of the forty-third legislative assembly, relating to the publication of game and fish proclamations and the availability of printed versions of such proclamations.

Introduced by Reps. Mertens, Thorsgard and H. Johnson
 Introduction, first reading, 46
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 151

House Bill No. 1021. A Bill for an Act to require prompt delivery and publication of the proceedings of any political subdivision required by law to publish its minutes, and to amend sections 11-11-37, 15-28-11, and 40-08-12, relating to the publication of county commission, school board, and city council minutes.

Introduced by Reps. Thorsgard and H. Johnson
 Introduction, first reading, 46
 Referred to Committee on Political Subdivisions
 Reported back, divided, 150
 Majority to indefinitely postpone, 150
 Minority to do pass, 150
 Report of Minority substituted for the Majority prevailed, 150
 Second reading and final passage, 165
 To Senate, 179
 Returned to House, indefinitely postponed, 426

House Bill No. 1022. A Bill for an Act to amend and reenact sections 46-05-01 and 46-06-02 of the North Dakota Century Code, relating to the definitions of legal and official newspapers.

Introduced by Reps. H. Johnson, Mertens and Thorsgard
 Introduction, first reading, 46
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 88
 Second reading and final passage, 103
 To Senate, 113
 Returned to House, passed, 275
 Enrolled, 403
 Signed by Speaker, 404
 To Senate, 412
 Returned to House, 412
 Sent to Governor, 425
 Approved by Governor, 499

House Bill No. 1023. A Bill for an Act to amend and reenact section 38-09-15 of the North Dakota Century Code, relating to the North Dakota Century Code, relating to the notice of the leasing notice of the leasing of certain state mineral rights.

Introduced by Reps. H. Johnson, Mertens and Thorsgard
Introduction, first reading, 46
Re-referred to Committee on State and Federal Government, 101
Reported back, do pass, 81
Lost, 91
Reconsidered, 101
Re-referred to Committee on State and Federal Government
Reported back, amended, 124
Amendments adopted, 131
Engrossed, 152
Second reading and final passage, 153
To Senate, 168
Returned to House, passed, 837
Enrolled, 912
Signed by Speaker, 913
To Senate, 913
Returned to House, 914
Sent to Governor, 914
Approved by Governor, 947

House Bill No. 1024. A Bill for an Act to create and enact section 15-10-14.1 of the North Dakota Century Code; and to amend and reenact section 15-10-14, subsection 2 of section 15-10-17, and sections 15-10-25 and 15-52-09 of the North Dakota Century Code; and to repeal section 15-10-24 of the North Dakota Century Code, all relating to fiscal practices at institutions of higher education.

Introduced by Reps. Solberg, Wagner, Miedema, Kingsbury and Peterson
Introduction, first reading, 46
Referred to Committee on Appropriations
Reported back, do pass, 81
Second reading and final passage, 92
To Senate, 102
Returned to House, passed, 374
Enrolled, 513
Signed by Speaker, 513
To Senate, 513
Returned to House, 514
Sent to Governor, 516
Approved by Governor, 614

House Bill No. 1025. A Bill for an Act relating to out-of-state travel by persons employed by state institutions of higher education; and to amend and reenact section 54-06-10 of the North Dakota Century Code, relating to out-of-state travel of state employees.

Introduced by Reps. Solberg, Wagner, Kingsbury, Miedema and Opedahl
Introduction, first reading, 47
Referred to Committee on Education
Reported back, do pass, 79
Second reading and final passage, 82
To Senate, 90
Returned to House, passed, 329
Enrolled, 598
Signed by Speaker, 601
To Senate, 601
Returned to House, 639
Sent to Governor, 641
Approved by Governor, 809

House Bill No. 1026. A Bill for an Act to amend and reenact sections 15-36-01, 15-36-08, 15-36-11, 15-38-17, 15-38-18, and 15-41-25 of the North Dakota Century Code, providing procedures for the establishment of criteria for teachers' certificates by the superintendent of public instruction and the teachers' professional practices commission, and providing for the administration of such certificates; to repeal sections 15-36-04, 15-36-05, and 15-36-06 of the North Dakota Century Code, relating to first and second grade professional certificates and special certificates; and providing an appropriation.

Introduced by Reps. Hildebrand, Knudson, G. Larson and Jacobson

Introduction, first reading, 47

Referred to Committee on Education

Reported back, amended, 216

Amendments adopted, 228

Re-referred to Committee on Appropriations, 228

Engrossed, 248

Returned to House, 539

Re-referred to Committee on Education, 539

Reported back, amended, 631

Amendments adopted, 651

Re-referred to Committee on Appropriations, 631

Re-engrossed, 685

Reported back, do pass, 715

Second reading and final passage, 739

Clincher, 739

To Senate, 791

Returned to House, amended, 1241

House concurs, 1249

Rules suspended, properly re-engrossed, placed on final passage, 1249

Clincher, 1250

Engrossed and Enrolled, 1459

Signed by Speaker, 1460

To Senate, 1461

Returned to House, 1462

Sent to Governor, 1464

House Bill No. 1027. A Bill for an Act to create a tax appeals board to hear appeals of tax abatement cases from decisions of boards of county commissioners, and to provide procedures for the administration of such appeals; to amend and reenact sections 57-20-20, 57-23-03, 57-23-04, and 57-23-08 of the North Dakota Century Code, relating to the payment of taxes under protest and to tax abatements; to repeal section 57-23-11 of the North Dakota Century Code, relating to the retroactive application of abatement actions; and providing an appropriation.

Introduced by Reps. Backes, Dornacker, Dotzenrod, Gackle, Hentges, K. Johnson and Wilkie

Introduction, first reading, 47

Referred to Committee on Finance and Taxation

Reported back, to be re-referred, 536

Re-referred to Committee on Appropriations, 536

Reported back, indefinitely postponed, 632

Substitute motion to place on calendar prevailed, 632

Second reading and final passage, 678

To Senate, 761

Returned to House, passed, 1058

Enrolled, 1458

Signed by Speaker, 1460

To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1463

House Bill No. 1023. A Bill for an Act to amend and reenact section 57-45-05 of the North Dakota Century Code, relating to neglect of duty by taxing officers and employees, and providing a penalty.

Introduced by Reps. Backes, Dornacker, Dotzenrod, Gackle, Hentges, K. Johnson and Wilkie
 Introduction, first reading, 47
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 81
 Second reading and final passage, 92
 To Senate, 102
 Returned to House, amended, 1006
 House concurs, 1035
 Second reading and final passage, 1053
 Engrossed and enrolled, 1453
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1029. A Bill for an Act declaring legislative intent concerning the basis used in the computation of property taxes and statutory limitations on bonded indebtedness for the political subdivisions of this state; to amend and reenact sections 15-48-01, 15-48-04, 15-48-05, 21-03-04, subsections 1, 5, and 6 of section 21-03-06, sections 40-49-14 and 57-02-28 of the North Dakota Century Code, relating to elections, the basis for the computation of the property tax, and limitations on bonded indebtedness for cities, counties, park districts, school districts, and townships; and declaring an emergency.

Introduced by Reps. Gackle, K. Johnson, Wilkie, Hentges and Dotzenrod
 Introduction, first reading, 47
 Reported back, divided, 632
 Majority to indefinitely postpone, 632
 Minority to amend, 632
 Report of Minority substituted for the report of Majority prevailed, 633
 Amendments adopted, 651
 Engrossed, 685
 Second reading, lost, 725

House Bill No. 1030. A Bill for an Act to transfer the responsibility for the state division of vocational rehabilitation from the state board of public school education to the social service board of North Dakota; and to amend and reenact sections 15-20.1-01, 15-20.1-04, 15-20.1-05, and 15-20.1-21, relating to the division of vocational rehabilitation; and to repeal sections 15-20.1-12, 15-20.1-13, 15-20.1-14, 15-20.1-15, 15-20.1-16, 15-20.1-17, 15-20.1-18, 15-20.1-19, and 15-20.1-20 of the North Dakota Century Code, relating to the division of vocational rehabilitation under the board of public school education.

Introduced by Reps. Strinden, Eagles, Hickle and Laughlin
 Introduction, first reading, 48
 Referred to Committee on Social Welfare
 Reported back, do pass, 164

Second Reading and final passage, 177
 To Senate, 226
 Returned to House, amended, 1140
 House does not concur, 1197
 Conference Committee:
 House, 1197
 Senate, 1236
 Conference Committee report:
 House adopted, 1311
 Amendments adopted, 1283
 Rules suspended, properly engrossed, placed on final passage, 1283
 Clincher, 1284
 Conference Committee report:
 Senate adopts, 1336
 Engrossed and enrolled, 1459
 Signed by Speaker, 1459
 To Senate, 1460
 Returned to House, 1461
 Sent to Governor, 1464

House Bill No. 1031. A Bill for an Act relating to the establishment of human service centers to provide human services from a single unit in accordance with the joint exercise of governmental powers.

Introduced by Reps. Strinden, Eagles, Hickle, Laughlin and Wagner
 Introduction, first reading, 48
 Referred to Committee on Social Welfare
 Reported back, divided, 164
 Majority to amend, 164
 Minority to indefinitely postpone, 164
 Report of Minority substituted for the Majority failed, 164
 Majority report adopted, 164
 Amendments adopted, 175
 Motion to move to foot of calendar prevailed, 181
 Engrossed, 197
 Second reading and final passage, 200
 To Senate, 242
 Returned to House, amended, 1150
 Second reading and final passage, 1262
 House concurs, 1197
 Clincher, 1262
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1032. 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.

Introduced by Reps. Bunker, Gunderson, Lang, Metzger and Gengler
 Introduction, first reading, 48
 Referred to Committee on Agriculture
 Reported back, do pass, 88
 Second reading and final passage, 104
 To Senate, 113
 Returned to House, passed, 316
 Enrolled, 403
 Signed by Speaker, 404
 To Senate, 412

Returned to House, 412
 Sent to Governor, 425
 Approved by Governor, 475

House Bill No. 1033. A Bill for an Act to amend and reenact section 6-03-59.1 of the North Dakota Century Code, relating to the term of leases of personal property from banks.

Introduced by Reps. Bunker, Gunderson, Lang, Metzger and Gengler
 Introduction, first reading, 48
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 79
 Second reading and final passage, 83
 To Senate, 90
 Returned to House, passed, 821
 Enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1334

House Bill No. 1034. A Bill for an Act to authorize the industrial commission to issue debentures through the Bank of North Dakota to provide funds to participate with other banks and lending agencies in loans for irrigation development.

Introduced by Reps. Bunker, Gunderson, Lang, Metzger and Gengler
 Introduction, first reading, 48
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 120
 Second reading and final passage, 138
 To Senate, 160
 Returned to House, passed, 909
 Enrolled, 1015
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1035. 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 Reps. Bunker, Gunderson, Lang, Metzger and Gengler
 Introduction, first reading, 48
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 121
 Second reading and final passage, 139
 To Senate, 160
 Returned to House, amended, 910
 House concurs, 935
 Second reading and final passage, 953
 Enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1036. A Bill for an Act to amend and reenact section 16-01-11 of the North Dakota Century Code, relating to the method of withdrawing signatures on initiative, referendum, and recall petitions.

Introduced by Reps. Strinden, Streibel and Weber
 Introduction, first reading, 48
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 536

House Bill No. 1037. A Bill for an Act to enact the Model Relocation Assistance Act providing real property acquisition policies and state and local governmental assistance programs for relocation of persons and businesses displaced by governmental construction programs or by a federally assisted building code enforcement program; and to repeal section 32-15-22.1 of the North Dakota Century Code, relating to payments for the relocation of personal property displaced by eminent domain proceedings.

Introduced by Reps. Herman, Raymond, Rice and Solberg
 Introduction, first reading, 48
 Referred to Committee on Judiciary
 Reported back, amended, 109
 Amendments adopted, 117
 Engrossed, 138
 Second reading and final passage, 139
 To Senate, 160
 Returned to House, amended, 910-911
 House does not concur, 935
 Conference Committee:
 House, 935
 Senate, 968
 Conference Committee report:
 House adopted, 1196
 Amendments adopted, 1249
 Second reading and final passage, 1320
 Clincher, 1321
 Conference Committee report:
 Senate adopts, 1336
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1463

House Bill No. 1038. A Bill for an Act to create and enact chapters 29-07.1, and 54-12.1 of the North Dakota Century Code relating to providing public defense for indigent persons charged with crime and to the creation of the office of state defender general; to amend and reenact subsections 3 and 4 of section 29-07-01 and section 29-13-03 of the North Dakota Century Code, providing for informing a criminal defendant of his right to legal counsel; to repeal section 29-07-01.1 of the North Dakota Century Code, relating to court appointment of counsel for indigent defendants; providing an appropriation; and providing an effective date.

Introduced by Reps. Herman, Raymond and Solberg
 Introduction, first reading, 49
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 652

House Bill No. 1039. A Bill for an Act providing for disposition of community property rights upon the death of a spouse having such rights, such Act to be known as the Uniform Disposition of Community Property Rights at Death Act.

Introduced by Reps. Rice, Herman, Raymond and Solberg
 Introduction, first reading, 49
 Referred to Committee on Judiciary
 Reported back, do pass, 109
 Second reading and final passage, 122
 To Senate, 142
 Returned to House, indefinitely postponed, 1111

House Bill No. 1040. A Bill for an Act to create and enact title 30.1 and sections 25-04-13.1, 30-26-05.1, and 30-26-26.1 of the North Dakota Century Code, embodying the Uniform Probate Code, and relating to guardianships at the Grafton state school, and appeals in probate cases; to amend and reenact sections 6-03-64, 6-03-67, subsection 4 of section 6-05-08, sections 6-05-13, 6-05-21, 11-21-05, 11-21-06, 11-21-07, 11-21-08, 11-21-13, 14-10-04, 14-10-12, 25-09-02.2, 27-07-02, 27-07-09, 27-07-16, 27-07-19, 27-07-21, 27-07-29, 27-07-30, subsection 3 of section 27-07-36, subsection 2 of section 27-20-47, sections 28-01-26, 28-03-01, 28-03-02, 28-03-04, subsection 2 of section 28-20-06, sections 28-26-21, 30-16-04, 30-16-05, 30-16-08, 31-01-05, 32-16-26, 32-16-32, 32-16-42, 32-16-43, 32-23-04, 34-01-12, 37-15-16, 37-15-18, 38-10-11, 38-10-12, 47-18-26, 47-18-28, subsections 4, 8, and 13 of section 47-24-01, subsection 4 of section 47-24-04, subsections 1, 3, 4, and 5 of section 47-24-07, sections 49-09-05, 50-24-33, 50-24-35, subsections 5 and 18 of section 54-21-13, subdivision i of subsection 2 of section 57-37-11, sections 57-37-14, 57-37-15, subsection 2 of section 57-37-16, sections 57-37-17, 57-37-18, 57-37-20, subdivisions b and c of subsection 3 of section 57-37-21, section 57-37-22, subsections 1, 2, 3, and 4 of section 57-37-23, subsections 1, 5, and 6 of section 57-37-24, sections 57-37-26, 57-37-27, 57-37-32, 59-02-10, 59-02-15, 59-04-02, 59-04-10, 59-04-11, 59-04-15, 59-04-18, 59-04-21, 59-04-22, subsection 1 of section 59-04.1-02, and sections 59-05-23 and 61-10-12 of the North Dakota Century Code, relating to the authority of trustees, personal representatives, guardians, and conservators, to estate tax filing and collection procedures, to payment of deposits by financial institutions, to the powers and duties of public administrators, to minors' rights, to the jurisdiction of county courts, to appointment of guardians or conservators for orphans, to statutes of limitations, to homestead estates, to appeals in probate proceedings, to testimony concerning transactions or conversations with the decedent, and to duties and powers of the soldiers' home commandant regarding deceased members' estates; to repeal chapters 30-01, 30-02, 30-03, 30-04, 30-05, 30-06, 30-07, 30-08, 30-09, 30-10, 30-11, 30-12, 30-13, 30-14, 30-15, 30-17, 30-18, 30-19, 30-20, 30-21, 30-21.1, 30-22, 30-23, 30-24, 30-25, 56-01, 56-02, 56-03, 56-04, 56-05, 56-06, 56-07, and sections 6-03-66, 7-04-07, 25-04-13, 27-07-06, 27-07-07, 27-07-08, 27-07-10, 27-07-38, 30-16-06, 30-16-07, 30-16-10, 30-26-05, 32-16-44, 35-03-12, 38-10-04, 49-09-06, 49-09-07, subsection 7 of section 57-37-24, section 59-02-06, 59-04-01, subsection 13 of section 59-04-04, sections 59-04-05, 59-04-06, 59-04-07, 59-04-09, 59-04-12, 59-04-13, and 59-04-14 of the North Dakota Century Code, relating to probate procedures, wills, and trusts, to the jurisdiction of county courts, to disposition of joint deposits by certain financial institutions, to guardians consenting to partition of real property, to satisfaction of real property mortgages, to mineral leasing by personal representatives, and to the acquisition of rights of way by public utilities; to provide penalties; and providing an effective date.

Introduced by Reps. Solberg, Herman, Raymond, Rice and Streibel
 Introduction, first reading, 49
 Referred to Committee on Judiciary
 Reported back, amended, 695
 Amendments adopted, 733

Second reading and final passage, 769-770
 Clincher, 770
 To Senate, 792
 Returned to House, passed, 1005
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1041. A Bill for an Act to create and enact sections 4-01-17.1, 4-01-17.2 4-01-17.3, 11-11-57, 11-11-57.1, 11-27-09.1, and title 20.1 of the North Dakota Century Code relating to game, fish, predators, and boating; to amend and reenact sections 12-18-07 and 47-27-03 of the North Dakota Century Code, relating to laying out poison and forfeiture of hunting licenses; and to repeal title 20 and chapter 61-27 of the North Dakota Century Code, relating to game, fish, predators, and boating regulations.

Introduced by Reps. Weber and Dick
 Introduction, first reading, 50
 Referred to Committee on Natural Resources
 Reported back, do pass, 101
 Motion to lay bill over one legislative day prevailed, 113
 Second reading and final passage, 126
 To Senate, 142
 Returned to House, passed, 425
 Enrolled, 1222
 Signed by Speaker, 1222
 To Senate, 1222
 Returned to House, 1223
 Sent to Governor, 1223
 Approved by Governor, 1329

House Bill No. 1042. 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.

Introduced by Reps. Streibel and Backes
 Introduction, first reading, 50
 Referred to Joint Committee on Reapportionment
 Reported back, amended, 188-191
 Amendments adopted, 209
 Engrossed, 228
 Second reading and final passage, 237
 To Senate, 252
 Returned to House, amended, 329
 House concurs, 330
 Rules suspended, properly re-engrossed, placed on final passage, 330
 Enrolled, 403
 Signed by Speaker, 404
 To Senate, 412
 Returned to House, 412
 Sent to Governor, 425
 Vetoed by Governor, 477
 Motion to reconsider at a time certain prevailed, 478
 Reconsidered as a vetoed measure, 520
 Passed over Governor's veto, 522
 To Senate, 523
 Returned to House, passed over Governors veto by Senate, 553
 Correctly certified, 842

Speaker signed certification that House passed Bill over Governor's veto, 842
 To Senate with certification signed by Speaker, 842
 Returned to House with certification signed by President, 860
 Delivered to Secretary of State with objections and certificated, 862

House Bill No. 1043. A Bill for an Act to amend and reenact the initial paragraph of section 55-08-05, and section 55-08-06.1 of the North Dakota Century Code, relating to the provision of special services in state parks and recreation areas, providing exceptions from the necessity of obtaining park permits, and to delete references to the state park advisory council.

Introduced by Reps. Jenkins, Ganser, Berg, Gronneberg, Lee, Meyer, Rivinius and Rundle
 Introduction, first reading, 50
 Referred to Committee on State and Federal Government
 Reported back, do pass, 81
 Second reading and final passage, 93
 To Senate, 102
 Returned to House, passed, 242
 Enrolled, 403
 Signed by Speaker, 404
 To Senate, 412
 Returned to House, 412
 Sent to Governor, 425
 Approved by Governor, 475

House Bill No. 1044. A Bill for an Act to provide for the deposit of trade commission funds in the general fund; and to repeal subsections 1 through 10 of section 51-10-06 and 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 Reps. Rundle, Berg, Ganser, Gronneberg, Jenkins, Lee, Meyer and Rivinius
 Introduction, first reading, 50
 Referred to Committee on State and Federal Government
 Reported back, do pass, 124
 Second reading and final passage, 140
 Reconsidered, 149
 Lost, 149

House Bill No. 1045. A Bill for an Act to repeal chapter 54-49 of the North Dakota Century Code, relating to the membership, powers, and duties of the natural resources and environmental management council.

Introduced by Reps. Jenkins, Rivinius, Berg, Ganser, Gronneberg, Lee, Meyer and Rundle
 Introduction, first reading, 50
 Referred to Committee on State and Federal Government
 Reported back, do pass, 81
 Second reading and final passage, 94
 To Senate, 102
 Returned to House, passed, 837
 Enrolled, 1015
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037

Vetoed by Governor, 1159
 Reconsidered as a vetoed measure, 1162
 Passed over Governor's veto, 1162
 To Senate, 1184
 Returned to House, passed over Governor's veto by Senate, 1237
 Correctly certificated, 1474-1475
 Speaker signed certification that House passed Bill over Governor's veto, 1475
 To Senate with certification signed by Speaker, 1475
 Returned to House with certification signed by President, 1475
 Delivered to Secretary of State with objections and certificated, 1475

House Bill No. 1046. A Bill for an Act to create and enact section 37-15-14.1 of the North Dakota Century Code relating to charging a membership contribution at the soldiers' home, to creation of a special fund consisting of membership contribution receipts, and stating the purposes of that fund; and to amend and reenact section 21-10-06 of the North Dakota Century Code, relating to the funds invested by the state investment board.

Introduced by Reps. Jenkins, Berg, Ganser, Gronneberg, Lee, Meyer, Rivinius and Rundle
 Introduction, first reading, 51
 Referred to Committee on Veterans' Affairs
 Reported back, do pass, 135
 Second reading and final passage, 154
 To Senate, 168
 Returned to House, passed, 1111
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1047. A Bill for an Act to provide that the office of the attorney general shall review each bill introduced during any session of the legislative assembly which provides for the sale or exchange of specific state-owned land, or for the purchase of specific land by the state.

Introduced by Reps. Berg, Ganser, Gronneberg, Jenkins, Lee, Meyer, Rivinius and Rundle
 Introduction, first reading, 51
 Referred to Committee on Natural Resources
 Reported back, amended, 101-102
 Amendments adopted, 113
 Engrossed, 125
 Second reading and final passage, 126
 To Senate, 142
 Returned to House, passed, 374
 Enrolled, 513
 Signed by Speaker, 513
 To Senate, 513
 Returned to House, 514
 Sent to Governor, 516
 Approved by Governor, 614

House Bill No. 1048. A Bill for an Act to amend and reenact sections 12-47-30, 32-12-04, 37-14-08, 54-14-03, 54-14-03.1, 54-14-04, 54-14-04.1, 54-14-07, 54-18-08, and subsection 10 of section 54-44.1-03 of the North Dakota Century Code, relating to the powers and duties of the office of the budget; to provide a statement of legis-

lative intent; and to repeal sections 54-14-01 and 54-14-02 of the North Dakota Century Code, relating to the membership and meetings of the state auditing board.

Introduced by Reps. Lee, Berg, Ganser, Gronneberg, Jenkins, Meyer, Rivinius and Rundle
 Introduction, first reading, 51
 Referred to Committee on Appropriations
 Reported back, to be re-referred, 152
 Re-referred to Committee on State and Federal Government, 152
 Reported back, do pass, 217
 Second reading and final passage, 238
 To Senate, 275
 Returned to House, amended, 628-631
 House does not concur, 635
 Conference Committee:
 House, 635
 Senate, 724
 Conference Committee report:
 House adopted, 1012
 Amendments adopted, 1035
 Second reading and final passage, 1052
 Conference Committee report:
 Senate adopts, 1121
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1049. A Bill for an Act to provide for membership in the public employees' retirement system for supreme and district court judges; to provide for the gradual discontinuance of the present judges' retirement program; to create and enact subsection 13 of section 54-52-01 and section 54-52-06.1 of the North Dakota Century Code, relating to the public employees' retirement system and the amount of a judge's contribution and matching contribution thereto; to amend and reenact section 27-02-02.1 of the North Dakota Century Code, relating to additional compensation for supreme and district court judges; to amend and reenact subsection 3 of section 27-17-01, relating to judicial retirement salary; to amend and reenact subsections 2 and 12 of section 54-52-01 and sections 54-52-02, 54-52-05, 54-52-06, 54-52-10, 54-52-11, and 54-52-13 of the North Dakota Century Code, relating to the public employees' retirement system; to provide a statement of legislative intent; and providing an appropriation.

Introduced by Reps. Jenkins, Berg, Ganser, Gronneberg, Meyer, Rivinius and Rundle
 Introduction, first reading, 51
 Referred to Committee on Judiciary
 Returned from Committee on Judiciary to House floor, 164
 Re-referred to Committee on State and Federal Government, 164
 Reported back, amended, 659-660
 Amendments adopted, 685
 Re-referred to Committee on Appropriations, 685
 Engrossed, 733
 Reported back, without recommendation, 695
 Lost, 740
 Clincher failed, 740
 Reconsidered, 761
 Placed on calendar, 761
 Second reading and final passage, 786
 Clincher, 787

To Senate, 792
 Returned to House, amended, 1294-1295
 House does not concur, 1325
 Conference Committee:
 House, 1325
 Senate, 1337
 Conference Committee report, 1407
 Substitute motion to re-refer to Committee on Appropriations prevailed, 1407
 Reconsidered action to re-refer to Committee on Appropriations, 1408
 Conference Committee report:
 House adopts, 1408
 Motion to have Journal show House Bill No. 1049 was re-referred to Committee on Appropriations prevailed, 1408
 Returned from Committee on Appropriations to House, 1411
 Reconsidered action by which House adopted Conference Committee report, 1411
 Substitute motion to not adopt Conference Committee report, subsequently withdrawn, 1411
 Conference Committee report:
 House adopts, 1411
 Senate adopts, 1420
 Conference Committee:
 House, 1411
 Senate, 1420
 Conference Committee report:
 House adopts, 1427
 Amendments adopted, 1428
 Rules suspended, properly re-engrossed, placed on final passage, 1428
 Clincher, 1429
 Conference Committee report:
 Senate adopts, 1444
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1050. 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.

Introduced by Reps. Hensrud and Herman
 Introduction, first reading, 51
 Referred to Committee on Transportation
 Reported back, Divided, 396
 Majority to pass, 396
 Minority to amend, 396
 Report of Minority prevailed, 397
 Amendments not adopted, 414
 Second reading and final passage, 446
 Motion to reconsider, 463
 Motion to reconsider withdrawn, 463
 Reconsidered, 471
 Re-referred to Committee on Transportation, 471
 Reported back, amended, 657-658
 Amendments adopted, 725
 Second reading and final passage, 758
 Clincher, 759
 To Senate, 792

Returned to House, amended, 1111, 1112
 House does not concur, 1143
 Conference Committee:
 House, 1193
 Senate, 1236
 Conference Committee report:
 House adopted, 1351
 Reconsidered adoption of Conference Committee report, 1380
 Conference Committee report not adopted, 1380
 Conference Committee report not adopted by Senate, 1381
 Conference Committee:
 Senate, 1381
 Conference Committee report:
 House adopted, 1416
 Senate adopted, 1424
 Amendments adopted, 1416
 Second reading and final passage, 1416
 Clincher, 1417
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1051. A Bill for an Act to amend and reenact section 15-10-01, subsection 8 of section 15-17-03, and section 15-47-02, relating to a state institution of higher learning at Ellendale in regard to institutions under control of the state board of higher education, the erection of dormitories by insitutional holding corporatons, and institutions part of the free public school system; and to repeal chapter 15-14, relating to a state normal and industrial school at Ellendale.

Introduced by Reps. Solberg, Strinden and L. Hausauer
 Introduction, first reading, 51
 Referred to Committee on Education
 Reported back, do pass, 80
 Second reading and final passage, 83
 To Senate, 90
 Returned to House, passed, 329
 Enrolled, 513
 Signed by Speaker, 513
 To Senate, 513
 Returned to House, 514
 Sent to Governor, 516
 Approved by Governor, 614

House Bill No. 1052. A Bill for an Act to reallocate the grant lands and assets of the Ellendale fund and to direct the deposit of the remainder of the Ellendale branch fire proceeds in the state's general fund.

Introduced by Reps. Solberg, Strinden and L. Hausauer
 Introduction, first reading, 52
 Referred to Committee on Education
 Reported back, amended, 121
 Amendments adopted, 131
 Engrossed, 152
 Second reading and final passage, 155
 To Senate, 168
 Returned to House, passed, 329
 Enrolled, 513
 Signed by Speaker, 513
 To Senate, 513

Returned to House, 514
 Sent to Governor, 516
 Approved by Governor, 614

House Bill No. 1053. A Bill for an Act to amend and reenact subsection d of section 52-10-06 of the North Dakota Century Code, relating to the short-term investment of social security contribution funds.

Introduced by Reps. Hilleboe, Peterson and Wilkie
 Introduction, first reading, 52
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 327

House Bill No. 1054. A Bill for an Act to amend and reenact section 1-03-01 of the North Dakota Century Code, deleting certain days as holidays, and providing that all state and political subdivision offices shall be open on election days.

Introduced by Reps. Hilleboe, Peterson and Wilkie
 Introduction, first reading, 52
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 633
 Substitute motion to place on calendar prevailed, 633
 Second reading and final passage, 678
 To Senate, 761
 Returned to House, amended, 1241
 Rules suspended, properly engrossed, placed on final passage, 1250
 House concurs, 1250
 Clincher, 1251
 Reconsidered, 1287
 Reconsidered action by which House did concur with Senate amendments, 1288
 House does not concur, 1288
 Conference Committee:
 House, 1288
 Senate, 1312
 Conference Committee report:
 House adopted, 1351
 Senate adopts, 1390
 Amendments adopted, 1351
 Rules suspended, properly engrossed, placed on final passage, 1351
 Clincher, 1352
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1055. A Bill for an Act to amend and reenact subsection 2 of section 54-10-01 of the North Dakota Century Code, relating to the examination of the books and records of state agencies and the occupational and professional boards and commissions.

Introduced by Reps. Hilleboe, Peterson and Wilkie
 Introduction, first reading, 52
 Referred to Committee on Appropriations
 Reported back, amended, 107
 Statement of purpose of amendment, 107
 Amendments adopted, 113
 Engrossed, 125
 Second reading and final passage, 127
 To Senate, 142

Returned to House, passed, 877
 Enrolled, 1137
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1334

House Bill No. 1056. A Bill for an Act to require the commissioner of insurance to formulate guidelines for use by state agencies, departments, offices, officers, boards, and commissions in determining insurable values of state-owned real and personal property.

Introduced by Reps. Hilleboe, Peterson and Wilkie
 Introduction, first reading, 52
 Referred to Committee on Appropriations
 Reported back, do pass, 88
 Second reading and final passage, 104-105
 To Senate, 113
 Returned to House, passed, 374
 Enrolled, 513
 Signed by Speaker, 513
 To Senate, 513
 Returned to House, 514
 Sent to Governor, 516
 Approved by Governor, 614

House Bill No. 1057. A Bill for an Act relating to the leasing of buildings or building space by state agencies, departments, offices, officers, boards, and institutions.

Introduced by Reps. Hilleboe, Peterson and Wilkie
 Introduction, first reading, 52
 Referred to Committee on State and Federal Government
 Reported back, do pass, 81
 Second reading and final passage, 94
 To Senate, 102
 Returned to House, amended, 861
 House does not concur, 885
 Conference Committee:
 House, 885
 Senate, 909
 Conference Committee Report:
 House adopted, 1196
 Senate does not adopt Committee report, 1243
 Reconsidered adoption of Conference Committee report, retain
 Conference Committee, 1258
 Conference Committee report:
 House adopted, 1386
 Rules suspended, properly engrossed, placed on final passage, 1386
 Clincher, 1387
 Conference Committee report:
 Senate adopts, 1408
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1058. A Bill for an Act to amend and reenact subsection 2 of section 27-09.1-08 of the North Dakota Century Code, relating to disqualification of jurors and lowering the age to eighteen.

Introduced by Rep. Fleming
 Introduction, first reading, 52
 Referred to Committee on Judiciary
 Reported back, do pass, 80
 Second reading and final passage, 84
 To Senate, 90
 Returned to House, amended, 838
 House concurs, 859
 Second reading and final passage, 882
 Engrossed and enrolled, 1138
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1334

House Bill No. 1059. A Bill for an Act to amend and reenact subsection 10 of section 1-03-01 of the North Dakota Century Code, relating to Veterans Day.

Introduced by Reprs. Rundle, Rau and Ganser
 Introduction, first reading, 53
 Referred to Committee on Veterans' Affairs
 Reported back, do pass, 135
 Second reading and final passage, 155
 To Senate, 168
 Returned to House, passed, 425
 Enrolled, 598
 Signed by Speaker, 601
 To Senate, 601
 Returned to House, 639
 Sent to Governor, 641
 Approved by Governor, 809

House Bill No. 1060. A Bill for an Act to amend and reenact section 11-17-08 of the North Dakota Century Code, relating to the destruction of certain court records by clerks of court, and providing an exception.

Introduced by Rep. Atkinson
 Introduction, first reading, 53
 Referred to Committee on Judiciary
 Reported back, amended, 262-263
 Amendments adopted, 286
 Engrossed, 318
 Motion to amend title of Bill prevailed, 320
 Rules suspended, re-engrossed, placed on calendar, 320
 Second reading and final passage, 321
 To Senate, 347
 Returned to House, passed, 837
 Enrolled, 1015
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1061. A Bill for an Act to amend and reenact section 49-02-05 of the North Dakota Century Code, relating to use by one utility of the facilities of another.

Introduced by Rep. Winkjer
 Introduction, first reading, 53

Referred to Committee on Industry, Business and Labor
Reported back, indefinitely postponed, 175

House Bill No. 1062. 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 for the aged and disabled.

Introduced by Rep. Winkjer
Introduction, first reading, 53
Referred to Committee on Finance and Taxation
Reported back, indefinitely postponed, 536

House Bill No. 1063. A Bill for an Act to amend and reenact section 40-57-02 of the North Dakota Century Code, relating to definitions of "projects" and "municipalities", and declaring an emergency.

Introduced by Rep. Strinden
Introduction, first reading, 53
Referred to Committee on Political Subdivisions
Reported back, do pass, 102
Second reading and final passage, 113
Emergency clause carried, 114
To Senate, 129
Returned to House, passed, 275
Enrolled, 403
Signed by Speaker, 404
To Senate, 412
Returned to House, 412
Sent to Governor, 425
Approved by Governor, 499

House Bill No. 1064. A Bill for an Act to amend and reenact section 40-35-02 of the North Dakota Century Code, relating to the definition of "undertaking", and declaring an emergency.

Introduced by Rep. Strinden
Introduction, first reading, 53
Referred to Committee on Political Subdivisions
Returned to House, 335
Withdrawn, 335

House Bill No. 1065. A Bill for an Act to amend and reenact section 57-39.2-08 of the North Dakota Century Code, relating to the three percent sales tax schedule; and to repeal sections 57-39.2-03.1, 57-39.2-08.1, 57-40.2-03.1, and 57-40.3-03.1 of the North Dakota Century Code, relating to the one percent additional sales tax, use tax, and excise tax.

Introduced by Rep. Rundle
Introduction, first reading, 53
Referred to Committee on Finance and Taxation
Reported back, indefinitely postponed, 536

House Bill No. 1066. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to the examination of an applicant for a motor vehicle operator's license, to relieve the highway patrol of such responsibility, and to require the highway commissioner to provide for such an examination; and providing an effective date.

Introduced by Rep. Mertens
Introduction, first reading, 53

Referred to Committee on Transportation
Reported back, indefinitely postponed, 263

House Bill No. 1067. A Bill for an Act to amend and reenact section 58-04-05 of the North Dakota Century Code, relating to the extension of voting hours at township elections.

Introduced by Rep. Eagles
Introduction, first reading, 53
Referred to Committee on Judiciary
Reported back, amended, 176
Adoption of Committee report reconsidered, 181
Re-referred to Committee on Judiciary, 181
Reported back, amended, 217
Amendments adopted, 228
Engrossed, 248
Second reading and final passage, 248
To Senate, 275
Returned to House, amended, 861
House does not concur, 885
Conference Committee:
House, 885-886
Senate, 909
Conference Committee report:
House adopted, 1055
Amendments adopted, 1072
Second reading and final passage, 1121
Conference Committee report:
Senate adopts, 1212
Enrolled, 1459
Signed by Speaker, 1460
To Senate, 1461
Returned to House, 1462
Sent to Governor, 1464

House Bill No. 1068. A Bill for an Act to amend and reenact subsection 4 of section 57-24-03 of the North Dakota Century Code, relating to the form of a notice of a tax sale and the advertising cost.

Introduced by Rep. K. Johnson
Introduction, first reading, 54
Referred to Committee on Finance and Taxation
Returned to House, 117
Withdrawn, 117

House Bill No. 1069. A Bill for an Act to amend and reenact section 16-13-11 of the North Dakota Century Code, relating to reopening of election ballots.

Introduced by Committee on Judiciary
Introduction, first reading, 54
Referred to Committee on Judiciary
Reported back, do pass, 80
Second reading and final passage, 85
Reconsideration failed, 85
To Senate, 290
Returned to House, passed, 837
Enrolled, 912
Signed by Speaker, 913
To Senate, 913
Returned to House, 914
Sent to Governor, 914
Approved by Governor, 947

House Bill No. 1070. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-04-20, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the date of the primary election, precinct committeemen meetings, and party conventions.

Introduced by Reps. Erickson, Laske, Matheny and Rundle
Introduction, first reading, 54
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 536

House Bill No. 1071. A Bill for an Act to amend and reenact section 39-20-14 of the North Dakota Century Code, relating to chemical screening tests of drivers' breaths for the purpose of estimating the alcoholic content of the drivers' blood.

Introduced by Rep. H. Christensen
Introduction, first reading, 54
Referred to Committee on Transportation
Reported back, indefinitely postponed, 318
Adoption of Committee report reconsidered, 335
Re-referred to Committee on Transportation, 335
Returned to House, 456
Withdrawn, 456

House Bill No. 1072. A Bill for an Act to amend and reenact section 16-20-17.1 of the North Dakota Century Code relating to political advertisements and the disclosure of the name and address of the sponsor.

Introduced by Rep. Rundle
Introduction, first reading, 54
Referred to Committee on Judiciary
Reported back, amended, 286-287
Engrossed, 335
Second reading and final passage, 336
To Senate, 373
Returned to House, amended, 957
House concurs, 962
Second reading and final passage, 1008
Engrossed and enrolled, 1453
Signed by Speaker, 1454
To Senate, 1455
Returned to House, 1456
Sent to Governor, 1456

House Bill No. 1073. A Bill for an Act to amend and reenact sections 15-28-07 and 15-28-08 of the North Dakota Century Code, relating to the polling hours in school district elections.

Introduced by Rep. Jacob
Introduction, first reading, 54
Referred to Committee on Education
Reported back, amended, 81
Amendments adopted, 90
Engrossed, 102
Second reading and final passage, 106
To Senate, 113
Returned to House, passed, 1148
Enrolled, 1459
Signed by Speaker, 1460
To Senate, 1461
Returned to House, 1462
Sent to Governor, 1464

House Bill No. 1074. A Bill for an Act to amend and reenact section 20.1-05-04 of the North Dakota Century Code, as contained in section 12 of House Bill No. 1041, as approved by the Forty-third Legislative Assembly, relating to the use of horses and mules in taking big game.

Introduced by Rep. K. Johnson
 Introduction, first reading, 54
 Referred to Committee on Natural Resources
 Reported back, amended, 253
 Amendments adopted, 262
 Engrossed, 286
 Second reading, lost, 311
 Reconsidered, 326
 Re-referred to Committee on Natural Resources, 326
 Reported back, amended, 581
 Amendments adopted, 602
 Engrossed, 619
 Second reading and final passage, 619
 To Senate, 723
 Returned to House, passed, 1111
 Enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1075. A Bill for an Act to amend and reenact subsection 3 of section 39-10-05 of the North Dakota Century Code, relating to right turns on red signals after stopping.

Introduced by Rep. Hilleboe
 Introduction, first reading, 54
 Referred to Committee on Transportation
 Reported back, do pass, 102
 Second reading and final passage, 114
 To Senate, 129
 Returned to House, passed, 329
 Enrolled, 513
 Signed by Speaker, 513
 To Senate, 513
 Returned to House, 514
 Sent to Governor, 516
 Approved by Governor, 614

House Bill No. 1076. A Bill for an Act to create and enact new subsections to sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code, relating to exemptions from the sales and use taxes and including gross receipts from the sale of hearing aids among the exemptions.

Introduced by Rep. Mertens
 Introduction, first reading, 55
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 518

House Bill No. 1077. A Bill for an Act to amend and reenact sections 16-04-17, 16-10-12.1, 16-11-12, 16-18-12, and subsection 2 of section 16-21-02 of the North Dakota Century Code, relating to arrangement of names on ballots and voting machines, voting machines and poll clerks, instructions, advertisements and ballots posted in polling places, poll registers, and permitting electors to vote only for those for whom they are entitled to vote; and to

repeal section 16-18-06.1 of the North Dakota Century Code, relating to general election, primary election, and absentee voting ballots for those authorized to vote in federal elections only.

Introduced by Committee on Judiciary
Introduction, first reading, 55
Referred to Committee on Judiciary
Reported back, amended, 186-187
Amendments adopted, 209
Engrossed, 228
Second reading and final passage, 238
To Senate, 275
Returned to House, passed, 871
Enrolled, 1206
Signed by Speaker, 1207
To Senate, 1212
Returned to House, 1215
Sent to Governor, 1218
Approved by Governor, 1334

House Bill No. 1078. A Bill for an Act to create and enact section 16-16-17.1 of the North Dakota Century Code, relating to allowing former North Dakota residents to vote in North Dakota.

Introduced by Committee on Judiciary
Introduction, first reading, 55
Referred to Committee on Judiciary
Reported back, do pass, 176
Second reading and final passage, 182
To Senate, 226
Returned to House, passed, 821
Senate requests return, 956
Returned to Senate, 985
Returned to House, amended, 1025-1026
House concurs, 1054
Second reading and final passage, 1077
Enrolled, 1453
Signed by Speaker, 1454
To Senate, 1455
Returned to House, 1456
Sent to Governor, 1456

House Bill No. 1079. A Bill for an Act to amend and reenact section 16-01-03 of the North Dakota Century Code, relating to qualifications of electors.

Introduced by Committee on Judiciary
Introduction, first reading, 55
Referred to Committee on Judiciary
Reported back, do pass, 187
Second reading and final passage, 213
To Senate, 242
Returned to House, passed, 821
Enrolled, 1206
Signed by Speaker, 1206
To Senate, 1207
Returned to House, 1215
Sent to Governor, 1218
Approved by Governor, 1334

House Bill No. 1080. A Bill for an Act to amend and reenact section 14-10-17 of the North Dakota Century Code relating to minors contracting for medical treatment.

Introduced by Reps. Eagles and Watkins
 Introduction, first reading, 55
 Referred to Committee on Social Welfare
 Reported back, do pass, 176
 Second reading and final passage, 182
 To Senate, 226
 Returned to House, passed, 531
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913
 Returned to House, 914
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1081. A Bill for an Act to require the publication of the proceedings of a board of city commissioners.

Introduced by Reps. Lee and Raymond
 Introduction, first reading, 55
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 165

House Bill No. 1082. A Bill for an Act to amend and reenact section 11-19A-04 of the North Dakota Century Code relating to eligibility for the office of county coroner.

Introduced by Rep. Peterson
 Introduction, first reading, 55
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 150
 Second reading and final passage, 166
 To Senate, 179
 Returned to House, passed, 425
 Enrolled, 598
 Signed by Speaker, 601
 To Senate, 601
 Returned to House, 639
 Sent to Governor, 641
 Approved by Governor, 809

House Bill No. 1083. A Bill for an Act to create and enact subsection 10 of section 43-17-02 of the North Dakota Century Code relating to the exemption of physician's trained assistants from the license requirements of the chapter.

Introduced by Reps. Herman and Knudson
 Introduction, first reading, 55
 Referred to Committee on Social Welfare
 Reported back, amended, 381
 Amendments adopted, 403
 Engrossed, 421
 Second reading and final passage, 422
 To Senate, 474
 Returned to House, indefinitely postponed, 1148

House Bill No. 1084. A Bill for an Act authorizing the director of institutions to discontinue operation of the tuberculosis sanatorium and transfer the responsibility of the care of tuberculous patients to the state department of health.

Introduced by Committee on Social Welfare
 Introduction, first reading, 56
 Referred to Committee on Social Welfare

Reported back, amended, 381
Amendments adopted, 403
Re-referred to Committee on Appropriations, 403
Engrossed, 429
Reported back, do pass, 536
Second reading and final passage, 555
To Senate, 598
Returned to House, passed, 969
Enrolled, 1329
Signed by Speaker, 1329
To Senate, 1330
Returned to House, 1330
Sent to Governor, 1332

House Bill No. 1085. A Bill for an Act to amend and reenact sections 54-46.1-01 and 54-46.1-05 of the North Dakota Century Code, relating to central microfilming of records of county and state institutions.

Introduced by Committee on State and Federal Government
Introduction, first reading, 56
Referred to Committee on State and Federal Government
Reported back, amended, 124
Amendments adopted, 131
Engrossed, 152
Second reading and final passage, 156
To Senate, 168
Returned to House, amended, 1085
House concurs, 1131
Second reading and final passage, 1235
Clincher, 1235
Engrossed and enrolled, 1459
Signed by Speaker, 1460
To Senate, 1461
Returned to House, 1462
Sent to Governor, 1464

House Bill No. 1086. A Bill for an Act to amend and reenact sections 20.1-10-01, 20.1-10-04, and 20.1-10-05 of the North Dakota Century Code as contained in section 17 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the sale of property confiscated by game and fish personnel.

Introduced by Rep. Winkjer
Introduction, first reading, 56
Referred to Committee on Natural Resources
Reported back, indefinitely postponed, 151

House Bill No. 1087. A Bill for an Act to provide for a reservation on the sale of all land under the control of the board of university and school lands.

Introduced by Committee on Natural Resources
Introduction, first reading, 56
Referred to Committee on Natural Resources
Reported back, indefinitely postponed, 151

House Bill No. 1088. A Bill for an Act to transfer funds from the collection and land department of the Bank of North Dakota to the general fund pursuant to the provisions of chapter 82 of the 1953 Session Laws and to appropriate such funds to the state highway fund for expenditure on access roads to bridges across Lake Oahe and Charging Eagle Bay.

Introduced by Committee on Appropriations
 Introduction, first reading, 56
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 327

House Bill No. 1089. A Bill for an Act to amend and reenact section 15-01-02.1 of the North Dakota Century Code, relating to setting and establishing fees by the board of university and school lands and the collection thereof.

Introduced by Committee on Appropriations
 Introduction, first reading, 56
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 327

House Bill No. 1090. A Bill for an Act to create and enact sections 15-59-04.1, 15-59-05.1, and 15-59-06.1 of the North Dakota Century Code, relating to recordkeeping requirements, eligibility for state and federal aid, and the duty of the superintendent of public instruction with regard to special education; and to amend and reenact sections 15-59-01, 15-59-04, 15-59-07, 15-59.1-02, 15-59.1-03, 15-59.1-06, and 15-59.1-08 of the North Dakota Century Code, relating to definitions, compulsory special education programs, enabling attendance at private schools, financing, elections to remove mill levies, and multiple county boards of special education.

Introduced by Rep. Miedema
 Introduction, first reading, 56
 Referred to Committee on Education
 Reported back, amended, 696
 Amendments adopted, 734
 Engrossed, 765
 Second reading and final passage, 770-771
 Clincher, 771
 To Senate, 792
 Returned to House, amended, 1150
 Motion that House concur, 1197
 Substitute motion that House does not concur prevailed, 1197
 Conference Committee:
 House, 1203
 Senate, 1237
 Conference Committee report:
 House adopted, 1352
 Amendments adopted, 1352
 Rules suspended, properly re-engrossed, placed on final passage, 1352
 Clincher, 1353
 Conference Committee report:
 Senate adopts, 1390
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1091. A Bill for an Act to create and enact section 43-23-11.1 of the North Dakota Century Code; and to repeal section 43-23-11 of the North Dakota Century Code; all relating to grounds for refusal, revocation and suspension of licenses, hearings, appeals and investigations by the state real estate commission.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 56
 Referred to Committee on Industry, Business and Labor

Reported back, do pass, 253
 Second reading and final passage, 266
 To Senate, 316
 Returned to House, passed, 821
 Enrolled, 1137
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1334

House Bill No. 1092. A Bill for an Act to amend and reenact section 43-23-08 of the North Dakota Century Code, relating to standards for licensing of mortgage brokers and real estate brokers and salesmen by the state real estate commission.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 57
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 231
 Amendments adopted, 248
 Engrossed, 262
 Re-referred to Committee on Industry, Business and Labor, 266
 Reported back, amended, 459
 Amendments adopted, 479
 Re-engrossed, 493
 Second reading and final passage, 494
 To Senate, 530
 Returned to House, passed, 1005
 Enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1335

House Bill No. 1093. A Bill for an Act to create and enact section 43-23-14.1 of the North Dakota Century Code and to repeal section 43-23-14 of the North Dakota Century Code; all relating to the handling of funds by real estate and mortgage brokers.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 57
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 231
 Amendments adopted, 248
 Engrossed, 262
 Second reading and final passage, 267
 To Senate, 316
 Returned to House, passed, 821
 Enrolled, 1015
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1094. A Bill for an Act to create and enact a new subsection to section 34-06-01 of the North Dakota Century Code, relating to the definition of wages for the minimum wage law.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 57
 Referred to Committee on Industry, Business and Labor

Reported back, do pass, 121
 Re-referred to Committee on Industry, Business and Labor, 141
 Reported back, amended, 608
 Amendments adopted, 639
 Engrossed, 679
 Second reading and final passage, 679
 To Senate, 761
 Returned to House, passed, 969
 Enrolled, 1329
 Signed by Speaker, 1329
 To Senate, 1330
 Returned to House, 1330
 Sent to Governor, 1332

House Bill No. 1095. A Bill for an Act to amend and reenact section 43-07-20 of the North Dakota Century Code, relating to employment preferences in contracts.

Introduced by Rep. Metzger
 Introduction, first reading, 57
 Referred to Committee on Veterans' Affairs
 Reported back, amended, 136
 Amendments adopted, 151
 Engrossed, 168
 Second reading and final passage, 167
 To Senate, 179
 Returned to House, amended, 1150
 House concurs, 1144
 Second reading and final passage, 1188
 Clincher, 1188
 Engrossed and enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1096. A Bill for an Act to create and enact section 34-14-02.1 of the North Dakota Century Code, to require employers to furnish statements of wages.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 57
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 121
 Second reading and final passage, 141
 To Senate, 160
 Returned to House, indefinitely postponed, 821

House Bill No. 1097. A Bill for an Act to create and enact section 34-14-04.1 of the North Dakota Century Code, relating to limitations on withholdings by employers.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 57
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 136
 Amendments adopted, 151
 Engrossed, 168
 Second reading and final passage, 169
 To Senate, 179
 Returned to House, passed, 821
 Enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212

Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1334

House Bill No. 1098. A Bill for an Act to create and enact sections 44-08-04.1 and 44-08-04.2 of the North Dakota Century Code, relating to per diem allowance for long term travel status and to travel advances; to amend and reenact sections 44-08-04 and 44-08-05 of the North Dakota Century Code, relating to expenses and allowances for state officials and employees while performing duties away from their normal working and living residence; providing a penalty; and declaring an emergency.

Introduced by Committee on Appropriations
 Introduction, first reading, 57
 Referred to Committee on Appropriations
 Reported back, do pass, 327
 Second reading and final passage, 352
 Emergency clause carried, 352
 To Senate, 400
 Returned to House, amended, 958
 House concurs, 1054
 Second reading and final passage, 1077
 Emergency clause carried, 1078
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1099. A Bill for an Act to amend and reenact section 24-04-01 of the North Dakota Century Code, relating to legislative assent to federal aid requirements and to authorize the state highway commissioner to do what is necessary to make federal aid under any transportation act available to the state, its agencies and subdivisions and to avoid penalties.

Introduced by Committee on Transportation
 Introduction, first reading, 57
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 459

House Bill No. 1100. A Bill for an Act to amend and reenact section 24-03-19 of the North Dakota Century Code, relating to the authority of the state highway commissioner to engage in research of highway and transportation matters and to expend funds for demonstration projects.

Introduced by Committee on Transportation
 Introduction, first reading, 58
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 102

House Bill No. 1101. A Bill for an Act to amend and reenact section 11-33-05 of the North Dakota Century Code, to provide salaries and mileage compensation to members of county planning commissions.

Introduced by Rep. Fleming
 Introduction, first reading, 58
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 165

House Bill No. 1102. A Bill for an Act to amend and reenact sections 58-05-02 and 58-05-18 of the North Dakota Century Code, relating to the office of township assessor and authorizing townships to contract for the performance of the duties of the assessor.

Introduced by Rep. Fleming
 Introduction, first reading, 58
 Referred to Committee on Finance and Taxation
 Reported back, amended, 121
 Amendments adopted, 131
 Engrossed, 152
 Second reading and final passage, 156
 To Senate, 168
 Returned to House, amended, 1295-1296
 House concurs, 1335
 Rules suspended, properly re-engrossed, placed on final passage, 1335
 Clincher, 1344
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1103. A Bill for an Act to provide that all electors must be registered prior to being authorized to vote in any state-wide special, primary, or general election, providing for the method of registration, and providing a penalty; and to amend and reenact section 16-04-26 of the North Dakota Century Code, relating to registration of voters and the keeping of poll lists.

Introduced by Rep. Rundle
 Introduction, first reading, 58
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 318

House Bill No. 1104. A Bill for an Act to amend and reenact subsection 1 of section 26-01-11 of the North Dakota Century Code, to provide for the exemption of considerations for annuities from the insurance premium tax.

Introduced by Rep. Grubb
 Introduction, first reading, 58
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 319
 Second reading and final passage, 337
 To Senate, 373
 Returned to House, indefinitely postponed, 860

House Bill No. 1105. A Bill for an Act to repeal section 9-07-11 of the North Dakota Century Code, relating to the law which governs the interpretation of contracts.

Introduced by Rep. Jacob
 Introduction, first reading, 58
 Referred to Committee on Judiciary
 Reported back, do pass, 436
 Second reading and final passage, 454
 To Senate, 490
 Returned to House, passed, 837
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913

Returned to House, 914
 Sent to Governor, 914
 Approved by Governor, 947

House Bill No. 1106. A Bill for an Act to amend and reenact sections 19-01-01, 19-01-02, 19-01-03, 19-01-04, 19-01-06, 19-01-08, and 19-01-17 of the North Dakota Century Code, relating to the state laboratories commission and providing that the governor and the state laboratories department and its director assume the functions of the commission.

Introduced by Rep. Hilleboe
 Introduction, first reading, 58
 Referred to Committee on State and Federal Government
 Reported back, do pass, 124
 Second reading and final passage, 142
 To Senate, 160
 Returned to House, indefinitely postponed, 374
 Senate request return, 380
 Senate failed to reconsider, 426

House Bill No. 1107. A Bill for an Act to amend and reenact section 40-24-10 and subsection 2 of section 40-61-10 of the North Dakota Century Code, relating to municipal bonds and debts being approved by boards of budget review, and to repeal chapter 40-41 of the North Dakota Century Code, relating to boards of budget review.

Introduced by Rep. Strinden
 Introduction, first reading, 59
 Referred to Committee on Judiciary
 Reported back, do pass, 263
 Second reading and final passage, 312
 To Senate, 347
 Returned to House, passed, 531
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1108. A Bill for an Act to amend and reenact section 11-07-03 of the North Dakota Century Code, relating to county redistricting.

Introduced by Rep. Winge
 Introduction, first reading, 59
 Referred to Committee on Political Subdivisions
 Reported back, amended, 364
 Amendments adopted, 378
 Engrossed, 403
 Second reading and final passage, 415
 To Senate, 474
 Returned to House, indefinitely postponed, 909

House Bill No. 1109. A Bill for an Act to amend and reenact section 65-05-21 of the North Dakota Century Code, changing the number of weeks of compensation paid to the widow.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 59
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 319

Second reading and final passage, 338
 To Senate, 373
 Returned to House, passed, 1025
 Enrolled, 1329
 Signed by Speaker, 1329
 To Senate, 1330
 Returned to House, 1331
 Sent to Governor, 1332

House Bill No. 1110. A Bill for an Act to amend and reenact section 65-05-19 of the North Dakota Century Code, providing for nondependency payments to dependent and nondependent children.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 59
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 136
 Second reading and final passage, 157
 To Senate, 168
 Returned to House, passed, 822
 Enrolled, 1137
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1335

House Bill No. 1111. A Bill for an Act to amend and reenact section 65-05-27 of the North Dakota Century Code, relating to an increased amount that the bureau may pay without probate proceedings.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 59
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 136
 Second reading and final passage, 158
 To Senate, 168
 Returned to House, passed, 822
 Enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1335

House Bill No. 1112. A Bill for an Act to create and enact section 14-03-10.1 of the North Dakota Century Code, requiring court permission for certain marriages of North Dakota residents who are obligated under court order or judgment to support minor children not in their custody.

Introduced by Committee on Social Welfare
 Introduction, first reading, 59
 Referred to Committee on Social Welfare
 Reported back, indefinitely postponed, 232

House Bill No. 1113. A Bill for an Act to amend and reenact sections 14-08-07, 14-08-08, and 14-08-09 of the North Dakota Century Code, making it mandatory that all support payments be ordered paid to the clerk of district court, authorizing the district courts to direct payments for child support or alimony combined with child

support to the clerk of the district court of the county in which the recipient of such payments resides, empowering the court to transfer proceedings for enforcement of court ordered support duties to such other district court, omitting the requirement of consent for purposes of proceeding with enforcement of support payments, relating to duties of the county welfare board in relation to support payments, and relating to initiation of proceedings for enforcement of support orders.

Introduced by Committee on Social Welfare
 Introduction, first reading, 59
 Referred to Committee on Social Welfare
 Reported back, amended, 263-264
 Amendments adopted, 286
 Engrossed, 318
 Second reading and final passage, 321
 To Senate, 347
 Returned to House, passed, 860
 Enrolled, 1454
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1114. A Bill for an Act to provide civil remedies for the recovery of care and support provided children under the age of eighteen years and for judicial determination and enforcement of child support obligations.

Introduced by Committee on Judiciary
 Introduction, first reading, 59
 Referred to Committee on Judiciary
 Reported back, do pass, 109
 Motion to lay Bill over one legislative day failed, 123
 Second reading and final passage, 123
 To Senate, 142
 Returned to House, passed, 877
 Enrolled, 1137
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1335

House Bill No. 1115. A Bill for an Act to amend and reenact subsection 2 of section 4-09-14 of the North Dakota Century Code, relating to labeling requirements and the sale of seed.

Introduced by Rep. Poyzer
 Introduction, first reading, 60
 Referred to Committee on Agriculture
 Reported back, do pass, 151
 Second reading and final passage, 169
 To Senate, 179
 Returned to House, indefinitely postponed, 374

House Bill No. 1116. A Bill for an Act to amend and reenact section 57-38-56 of the North Dakota Century Code, relating to the powers of the tax commissioner.

Introduced by Committee on Finance and Taxation
 Introduction, first reading, 60
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 136

Second reading and final passage, 158
 To Senate, 168
 Returned to House, indefinitely postponed, 1006

House Bill No. 1117. A Bill for an Act to amend and reenact section 54-06-09 of the North Dakota Century Code, relating to mileage and travel expense of state officers and employees.

Introduced by Committee on State and Federal Government
 Introduction, first reading, 60
 Referred to Committee on State and Federal Government
 Reported back, do pass, 88
 Second reading and final passage, 105
 To Senate, 113
 Returned to House, passed, 258
 Enrolled, 403
 Signed by Speaker, 404
 To Senate, 412
 Returned to House, 412
 Sent to Governor, 425
 Approved by Governor, 475

House Bill No. 1118. A Bill for an Act to amend and reenact section 5-02-01 of the North Dakota Century Code, relating to the issuance of licenses for the retail sale of alcoholic beverages and duties of the state tax commissioner.

Introduction by Committee on Finance and Taxation
 Introduction, first reading, 60
 Referred to Committee on Finance and Taxation
 Reported back, amended, 319
 Amendments adopted, 336
 Engrossed, 359
 Lost, 360

House Bill No. 1119. A Bill for an Act to amend and reenact section 65-05-28 of the North Dakota Century Code, providing that no compensation be paid when claimant refuses to reasonably participate under certain conditions.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 60
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 136
 Amendments adopted, 151
 Engrossed, 168
 Second reading and final passage, 170
 To Senate, 179
 Returned to House, passed, 837
 Enrolled, 1015
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1120. A Bill for an Act to provide for the use of restitution as a sentencing alternative, providing guidelines for its use, and providing for termination of the effectiveness of this Act.

Introduced by Reps. Meyer and Rivinius
 Introduction, first reading, 60
 Referred to Committee on Judiciary

Reported back, amended, 287
 Amendments adopted, 318
 Engrossed, 335
 Second reading and final passage, 338
 To Senate, 373
 Returned to House, passed, 877
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1121. A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to the definition of income for purposes of the homestead credit.

Introduced by Rep. Gengler
 Introduction, first reading, 60
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 633

House Bill No. 1122. A Bill for an Act to amend and reenact section 35-27-25 of the North Dakota Century Code, relating to the length of time suit can be commenced to enforce a mechanic's lien.

Introduced by Rep. Strinden
 Introduction, first reading, 60
 Referred to Committee on Judiciary
 Reported back, do pass, 264
 Motion to return Bill to Committee on Judiciary failed, 312
 Second reading and final passage, 313
 To Senate, 347
 Returned to House, amended, 838
 House concurs, 859
 Second reading and final passage, 882
 Engrossed and enrolled, 1016
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1123. A Bill for an Act to amend and reenact subsection 10 of section 15-20-08 of the North Dakota Century Code, relating to powers of school boards and to eliminate the unanimity requirement for hiring relatives to teach.

Introduced by Rep. Freborg
 Introduction, first reading, 60
 Referred to Committee on Education
 Reported back, amended, 217
 Amendments adopted, 228
 Engrossed, 248
 Second reading and final passage, 249
 To Senate, 275
 Returned to House, indefinitely postponed, 1338

House Bill No. 1124. A Bill for an Act to amend and reenact section 65-05-15 of the North Dakota Century Code, relating to aggravation of preexisting conditions and providing for benefits to be paid on a fifty percent basis.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 61
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 137

House Bill No. 1125. A Bill for an Act to amend and reenact section 65-05-24 of the North Dakota Century Code, relating to penalty for accepting compensation after marriage.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 61
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 176
 Amendments adopted, 181
 Second reading and final passage, 214
 Engrossed, 226
 To Senate, 242
 Returned to House, passed, 822
 Enrolled, 1015
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1126. A Bill for an Act to amend and reenact sections 15-40.2-01, 15-40.2-09, and 15-40.2-10 of the North Dakota Century Code, relating to payment of tuition to an accredited institution of another state.

Introduced by Rep. K. Johnson
 Introduction, first reading, 61
 Referred to Committee on Education
 Reported back, amended, 289
 Amendments adopted, 318
 Engrossed, 335
 Second reading and final passage, 339
 To Senate, 373
 Returned to House, passed, 837
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913
 Returned to House, 914
 Sent to Governor, 914
 Approved by Governor, 947

House Bill No. 1127. A Bill for an Act to create and enact section 4-13-10.1 of the North Dakota Century Code, relating to the bonding of poultry dealers.

Introduced by Committee on Agriculture
 Introduction, first reading, 61
 Referred to Committee on Agriculture
 Reported back, do pass, 341
 Second reading and final passage, 360
 To Senate, 400
 Returned to House, amended, 820
 House concurs, 836
 Second reading and final passage, 856
 Engrossed and enrolled, 1040
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1128. A Bill for an Act to amend and reenact section 4-13-10 of the North Dakota Century Code relating to license fees for engaging in the poultry business and raising the amount of such fees.

Introduced by Committee on Agriculture
 Introduction, first reading, 61
 Referred to Committee on Agriculture
 Reported back, do pass, 151
 Second reading and final passage, 171
 To Senate, 179
 Returned to House, passed, 316
 Enrolled, 403
 Signed by Speaker, 404
 To Senate, 412
 Returned to House, 412
 Sent to Governor, 425
 Approved by Governor, 475

House Bill No. 1129. A Bill for an Act to make public buildings and facilities accessible to, and usable by, the physically handicapped, and to repeal section 48-02-18 of the North Dakota Century Code, relating to public buildings.

Introduced by Reps. Raymond, Eagles, Olson, Solberg and Lundene
 Introduction, first reading, 79
 Referred to Committee on State and Federal Government
 Reported back, amended, 232
 Amendments adopted, 248
 Engrossed, 262
 Second reading and final passage, 267
 To Senate, 316
 Returned to House, passed, 837
 Enrolled, 1015
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1039
 Approved by Governor, 1105

House Bill No. 1130. A Bill for an Act to provide for a statewide program of traffic safety instruction and driver training under the supervision of the superintendent of public instruction, for a traffic safety education tax, for payment to participating schools, and providing an appropriation.

Introduced by Rep. Gengler
 Introduction, first reading, 79
 Referred to Committee on Education
 Reported back, amended, 436
 Amendments adopted, 453
 Re-referred to Committee on Appropriations, 453
 Engrossed, 479
 Reported back, failed, 682
 Placed on calendar without recommendation, 682
 Lost, 726

House Bill No. 1131. A Bill for an Act providing an appropriation to the national guard for recruiting and strength maintenance purposes.

Introduced by Reps. Hildebrand, L. Hausauer and Solberg
 Introduction, first reading, 79

Referred to Committee on Appropriations
 Reported back, do pass, 593
 Second reading and final passage, 603
 To Senate, 682
 Returned to House, passed, 877
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1158

House Bill No. 1132. A Bill for an Act to amend and reenact sections 6-06-12, 6-06-14, and 6-06-26 of the North Dakota Century Code, relating to membership officer, loan officer and declaration of dividends in credit unions.

Introduced by Reps. Metzger and Livingston
 Introduction, first reading, 87
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 232
 Amendments adopted, 248
 Engrossed, 262
 Second reading and final passage, 268
 To Senate, 316
 Returned to House, passed, 860
 Enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1334

House Bill No. 1133. A Bill for an Act to amend section 39-01-02 of the North Dakota Century Code, relating to state-owned vehicles exempted from the requirement of painted names on each front door.

Introduced by Reps. Hildebrand, Martinson and Backes
 Introduction, first reading, 87
 Referred to Committee on Transportation
 Returned to House, 145
 Withdrawn, 145

House Bill No. 1134. A Bill for an Act to provide a new award for the North Dakota national guard.

Introduced by Reps. Hildebrand, Hentges and Martinson
 Introduction, first reading, 87
 Referred to Committee on Veterans' Affairs
 Reported back, amended, 217
 Amendments adopted, 228
 Referred to Committee on Veterans' Affairs, 247
 Engrossed, 248
 Reported back, amended, 319
 Amendments adopted, 336
 Re-engrossed, 360
 Second reading and final passage, 361
 To Senate, 401
 Returned to House, passed, 1066
 Enrolled, 1454
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1135. A Bill for an Act to amend and reenact section 37-07-05 of the North Dakota Century Code, raising the minimum pay for certain enlisted national guardsmen on state active duty.

Introduced by Reps. L. Hausauer, Peterson and Hildebrand
 Introduction, first reading, 87
 Referred to Committee on Veterans' Affairs
 Reported back, amended, 643-644
 Amendments adopted, 686
 Engrossed, 733
 Second reading and final passage, 740
 Clincher, 741
 To Senate, 792
 Returned to House, passed, 1066
 Enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1136. A Bill for an Act to amend and reenact sections 39-08-01 and 40-18-12 of the North Dakota Century Code to provide for the diagnosis, prior to sentencing, and later treatment of persons convicted of driving while under the influence of intoxicating liquor or narcotic drugs.

Introduced by Rep. LaGrave
 Introduction, first reading, 87
 Referred to Committee on Transportation
 Reported back, amended, 480
 Amendments adopted, 493
 Engrossed, 515
 Second reading and final passage, 515
 To Senate, 552
 Returned to House, passed, 932
 Enrolled, 1137
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1335

House Bill No. 1137. A Bill for an Act to create and enact a new subsection to section 15-40.1-08 of the North Dakota Century Code, relating to payments for kindergarten pupils.

Introduced by Reps. Eagles and Watkins
 Introduction, first reading, 87
 Referred to Committee on Education
 Reported back, indefinitely postponed, 341

House Bill No. 1138. A Bill for an Act to amend and reenact section 15-40.1-01 of the North Dakota Century Code, relating to foundation program payments for seventh and eighth grade students.

Introduced by Reps. Watkins and Eagles
 Introduction, first reading, 88
 Referred to Committee on Education
 Reported back, indefinitely postponed, 197

House Bill No. 1139. A Bill for an Act to amend and reenact section 15-40.2-12 of the North Dakota Century Code, relating to a mill levy for tuition charges.

Introduced by Reps. Eagles and Watkins
 Introduction, first reading, 88
 Referred to Committee on Education
 Reported back, do pass, 696
 Lost, 741

House Bill No. 1140. A Bill for an Act to amend and reenact sections 15-45-01 and 15-45-04 of the North Dakota Century Code, relating to establishing kindergartens.

Introduced by Reps. Eagles and Watkins
 Introduction, first reading, 88
 Referred to Committee on Education
 Reported back, do pass, 342
 Lost, 362

House Bill No. 1141. A Bill for an Act to amend and reenact section 39-04-10.1 of the North Dakota Century Code, relating to a manufacturer's registration plate.

Introduced by Committee on Transportation
 Introduction, first reading, 88
 Referred to Committee on Transportation
 Reported back, do pass, 254
 Second reading and final passage, 268
 To Senate, 316
 Returned to House, amended, 1058
 House concurs, 1080
 Second reading and final passage, 1123
 Enrolled, 1454
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1142. A Bill for an Act to limit the number of bills which may be sponsored and introduced by a member of the house of representatives or a member of the senate during any regular session of the legislative assembly, and to define the terms "prime sponsor" and "bill".

Introduced by Rep. Grubb
 Introduction, first reading, 98
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 125

House Bill No. 1143. 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 Rep. Larson
 Introduction, first reading, 99
 Referred to Committee on Education
 Reported back, divided, 288
 Majority to amend, 288
 Minority to indefinitely postpone, 289
 Report of minority substituted for the Majority failed, 289
 Majority report adopted, 289
 Amendments adopted, 318
 Engrossed, 335
 Lost, 340

House Bill No. 1144. A Bill for an Act to amend and reenact section 15-53.1-06 of the North Dakota Century Code, relating to annexation petition hearings.

Introduced by Reps. Leibhan and Larson
 Introduction, first reading, 99
 Referred to Committee on Education
 Reported back, amended, 290
 Amendments adopted, 318
 Engrossed, 335
 Second reading and final passage, 340
 To Senate, 373
 Returned to House, passed, 1237
 Enrolled, 1454
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1145. A Bill for an Act relating to appointments to the state auditing board, and to amend and reenact section 54-14-01 of the North Dakota Century Code, relating to membership on the state auditing board.

Introduced by Committee on State and Federal Government
 Introduction, first reading, 99
 Referred to Committee on State and Federal Government
 Reported back, without recommendation, 151
 Re-referred to Committee on Appropriations, 151
 Reported back, indefinitely postponed, 328

House Bill No. 1146. A Bill for an Act to amend and reenact sections 21-03-02 and 57-15-06 of the North Dakota Century Code, relating to bonds and tax levies for county agriculture and training schools, and to repeal Chapter 15-42 and sections 15-53.1-09 and 57-15-14.1 of the North Dakota Century Code, relating to county agricultural and training schools, classification of elementary school districts in counties in which county agriculture and training schools are located, and levies to support county agriculture and training schools.

Introduced by Committee on Education
 Introduction, first reading, 99
 Referred to Committee on Education
 Reported back, do pass, 176
 Re-referred to Committee on Education, 178
 Reported back, amended, 254-255
 Amendments adopted, 262
 Engrossed, 286
 Second reading and final passage, 313
 To Senate, 347
 Returned to House, passed, 822
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1147. A Bill for an Act to repeal section 15-47-03 of the North Dakota Century Code, relating to the English language in schools.

Introduced by Committee on Education
 Introduction, first reading, 99

Referred to Committee on Education
 Reported back, do pass, 176
 Second reading and final passage, 183
 To Senate, 226
 Returned to House, passed, 822
 Enrolled, 1015
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1148. A Bill for an Act to amend and reenact section 15-53.1-41 of the North Dakota Century Code, relating to dissolution of school districts.

Introduced by Committee on Education
 Introduction, first reading, 99
 Referred to Committee on Education
 Reported back, amended, 290
 Amendments adopted, 318
 Engrossed, 335
 Second reading and final passage, 341
 To Senate, 373
 Returned to House, passed, 1237
 Enrolled, 1454
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1149. A Bill for an Act to amend and reenact section 15-47-14 of the North Dakota Century Code, relating to North Dakota education association meetings.

Introduced by Rep. McGauvran
 Introduction, first reading, 99
 Referred to Committee on Education
 Reported back, indefinitely postponed, 342

House Bill No. 1150. A Bill for an Act making an appropriation to provide for the preparation, printing, and distribution of the North Dakota blue book.

Introduced by Reps. Lundene, Streibel, Backes, H. Johnson and Haugland
 Introduction, first reading
 Referred to Committee
 Reported back, do pass, 328
 Second reading and final passage, 352
 To Senate, 401
 Returned to House, passed, 573
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913
 Returned to House, 914
 Sent to Governor, 914
 Approved by Governor, 947

House Bill No. 1151. A Bill for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, relating to dispensing of alcoholic beverages on election days, and providing a penalty.

Introduced by Rep. Dornacker
 Introduction, first reading, 99
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 536
 Substitute motion to re-refer to Committee on Judiciary prevailed, 536
 Re-referred to Committee on Judiciary, 536
 Reported back, amended, 696
 Amendments adopted, 734
 Engrossed, 765
 Second reading and final passage, 771-772
 Clincher, 772
 To Senate, 792
 Returned to House, amended, 1006
 House concurs, 1054
 Second reading and final passage, 1078
 Engrossed and enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1152. 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, 16-04-20, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to primary elections.

Introduced by Rep. Dornacker
 Introduction, first reading, 100
 Referred to Committee on Judiciary
 Reported back, amended, 557-558
 Amendments adopted, 577
 Engrossed, 602
 Second reading and final passage, 604
 To Senate, 683
 Returned to House, indefinitely postponed, 1148

House Bill No. 1153. A Bill for an Act to provide a North Dakota no-fault motor vehicle reparations Act.

Introduced by Reps. Winkjer and Gengler
 Introduction, first reading, 100
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 696

House Bill No. 1154. A Bill for an Act to create and enact a new subsection to section 15-29-08 of the North Dakota Century Code, relating to the powers and duties of the school board of a public school district.

Introduced by Rep. Miedema
 Introduction, first reading, 100
 Referred to Committee on Education
 Reported back, do pass, 264
 Second reading and final passage, 314
 To Senate, 347
 Returned to House, passed, 822
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1155. A Bill for an Act to amend and reenact section 39-04-10 of the North Dakota Century Code, relating to the registration of motor vehicles owned by amateur radio station operators.

Introduced by Rep. Gronneberg
 Introduction, first reading, 100
 Referred to Committee on Transportation
 Reported back, do pass, 342
 Second reading and final passage, 362
 To Senate, 401
 Returned to House, passed, 822
 Enrolled, 1015
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1156. A Bill for an Act to amend and reenact section 15-53.1-03 of the North Dakota Century Code, relating to public school district annexation.

Introduced by Committee on Education
 Introduction, first reading, 100
 Referred to Committee on Education
 Reported back, indefinitely postponed, 539

House Bill No. 1157. A Bill for an Act to amend and reenact sections 37-03-07 and 37-03-08 of the North Dakota Century Code, relating to the purchase and disposal of military property.

Introduced by Committee on Veterans' Affairs
 Introduction, first reading, 100
 Referred to Committee on Veterans' Affairs
 Reported back, do pass, 217
 Second reading and final passage, 239
 To Senate, 275
 Returned to House, passed, 860
 Enrolled, 1016
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1158. A Bill for an Act to amend and reenact section 15-38-09 of the North Dakota Century Code, relating to physical education instruction.

Introduced by Committee on Education
 Introduction, first reading, 100
 Referred to Committee on Education
 Reported back, amended, 264
 Amendments adopted, 286
 Engrossed, 318
 Second reading and final passage, 322
 To Senate, 347
 Returned to House, amended, 878
 House concurs, 906
 Second reading and final passage, 932
 Engrossed and enrolled, 1206
 Signed by Speaker, 1207

To Senate, 1212
Returned to House, 1215
Sent to Governor, 1218
Approved by Governor, 1335

House Bill No. 1159. A Bill for an Act to amend and reenact section 15-40.2-04 of the North Dakota Century Code, relating to nonresident tuition payments.

Introduced by Committee on Education
Introduction, first reading, 100
Referred to Committee on Education
Reported back, amended, 357
Amendments adopted, 368
Engrossed, 379
Second reading and final passage, 394
To Senate, 451
Returned to House, indefinitely postponed, 877

House Bill No. 1160. A Bill for an Act to amend and reenact section 16-04-17 of the North Dakota Century Code, relating to the arrangement of names on ballots and voting machines.

Introduced by Rep. Orange
Introduction, first reading, 100
Referred to Committee on Judiciary
Reported back, divided, 696-697
Majority to amend, 696
Minority to indefinitely postpone, 697
Report of Minority substituted for Majority prevailed, 697

House Bill No. 1161. A Bill for an Act to amend and reenact sections 39-08-01 and 40-18-12, and subsection 4 of section 54-38-05 of the North Dakota Century Code, to provide for the diagnosis, prior to sentencing, and later treatment by the state division of alcoholism and drug abuse of persons convicted of driving while under the influence of intoxicating liquor or narcotic drugs.

Introduced by Reps. LaGrave, Stone and Dick
Introduction, first reading, 101
Referred to Committee on Judiciary
Returned to House, 164
Withdrawn, 164

House Bill No. 1162. A Bill for an Act to amend and reenact section 4-22-22 of the North Dakota Century Code, relating to the election of soil conservation district supervisors.

Introduced by Committee on Agriculture
Introduction, first reading, 101
Referred to Committee on Agriculture
Reported back, do pass., 255
Second reading and final passage, 269
To Senate, 316
Returned to House, amended, 820
House concurs, 836
Second reading and final passage, 857
Engrossed and enrolled, 1138
Signed by Speaker, 1176
To Senate, 1177
Returned to House, 1185
Sent to Governor, 1203
Approved by Governor, 1335

House Bill No. 1163. 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 an effective date.

Introduced by Reps. A. Hausauer and Metzger
Introduction, first reading, 101
Referred to Committee on Finance and Taxation
Reported back, do pass, 641
Lost, 686

House Bill No. 1164. A Bill for an Act to amend and reenact section 57-05-01 of the North Dakota Century Code and Section 11-10.1-05 of the 1971 Supplement to the North Dakota Century Code pertaining to reports and recommendations for the assessment of railroad property.

Introduced by Rep. Rundle
Introduction, first reading, 110
Referred to Committee on Political Subdivisions
Returned to House, 247
Withdrawn, 247

House Bill No. 1165. A Bill for an Act to create and enact section 39-04-12.1 of the North Dakota Century Code, to provide for county identification stickers for motor vehicle license plates.

Introduced by Rep. Rundle
Introduction, first reading, 110
Referred to Committee on Transportation
Reported back, indefinitely postponed, 342

House Bill No. 1166. A Bill for an Act to amend and reenact sections 15-50-01, 15-50-02, and 15-50-03 of the North Dakota Century Code, relating to the regulation of trade and correspondence schools, and declaring an emergency.

Introduced by Committee on Education
Introduction, first reading, 110
Referred to Committee on Education
Reported back, amended, 357
Amendments adopted, 368
Engrossed, 379
Second reading and final passage, 394
Emergency clause carried, 933
To Senate, 451
Returned to House, amended, 861
House concurs, 906
Second reading and final passage, 933
Engrossed and enrolled, 1206
Signed by Speaker, 1207
To Senate, 1212
Returned to House, 1215
Sent to Governor, 1218
Approved by Governor, 1334

House Bill No. 1167. A Bill for an Act to amend and reenact section 15-40.1-07 of the North Dakota Century Code, relating to foundation program payments for high school students.

Introduced by Committee on Education
Introduction, first reading, 111
Referred to Committee on Education

Reported back, amended, 480-481
Amendments adopted, 493
Engrossed, 515
Second reading and final passage, 516
To Senate, 552
Returned to House, indefinitely postponed, 1391

House Bill No. 1168. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the registration of a motor vehicle.

Introduced by Committee on Transportation
Introduction, first reading, 111
Referred to Committee on Transportation
Reported back, do pass, 233
Second reading and final passage, 250
To Senate, 275
Returned to House, passed, 531
Enrolled, 912
Signed by Speaker, 913
To Senate, 913
Returned to House, 914
Sent to Governor, 914
Approved by Governor, 947

House Bill No. 1169. A Bill for an Act to amend and reenact subsection 7 of section 39-12-04 of the North Dakota Century Code, to permit the use of wider vehicles on highways designated by the highway commissioner.

Introduced by Reps. Gackle, Hildebrand, Mertens, Lundene and Berg
Introduction, first reading, 111
Referred to Committee on Transportation
Reported back, amended, 257
Amendments adopted, 270
Engrossed, 286
Second reading and final passage, 314
To Senate, 347
Returned to House, passed, 822
Enrolled, 1016
Signed by Speaker, 1020
To Senate, 1020
Returned to House, 1036
Sent to Governor, 1037
Approved by Governor, 1105

House Bill No. 1170. A Bill for an Act to create and enact sections 39-12-05.1 and 39-12-05.2 of the North Dakota Century Code, relating to weight limitations for vehicles on interstate highways and highways other than the interstate designated by the commissioner or local authorities; and to amend and reenact subparagraph b. of subsection 2. of section 39-04-19 and section 39-12-05 of the North Dakota Century Code, relating to weight limitations for vehicles and motor vehicle registration fees.

Introduced by Reps. Gackle, Hildebrand, Mertens, Olin and Lundene
Introduction, first reading, 111
Referred to Committee on Transportation
Reported back, amended, 397-399
Amendments adopted, 414
Engrossed, 429

Second reading and final passage, 447
 To Senate, 490
 Returned to House, passed, 932
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1171. A Bill for an Act providing for an appropriation to the commissioner of agriculture for weed control, and authorizing the commissioner to formulate guidelines for disbursing the funds.

Introduced by Rep. Gackle
 Introduction, first reading, 111
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 290

House Bill No. 1172. A Bill for an Act to require a permit to engage in the sale of agricultural seed.

Introduced by Rep. Poyzer
 Introduction, first reading, 111
 Referred to Committee on Agriculture
 Reported back, do pass, 165
 Lost, 178

House Bill No. 1173. A Bill for an Act to amend and reenact section 41 as contained in Senate Bill No. 2045, as approved by the forty-third legislative assembly, relating to the voting rights of former felons; and providing an effective date.

Introduced by Rep. Dornacker
 Introduction, first reading, 111
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 658

House Bill No. 1174. A Bill for an Act to create and enact subsection 24 of section 4-09-01, and sections 4-09-11.1 and 4-09-11.2 of the North Dakota Century Code, relating to definitions and labeling requirements for flower, tree, and shrub seeds; and to amend and reenact subsection 15 of section 4-09-01, section 4-09-12, subsection 1 of section 4-09-14, and section 4-09-15 of the North Dakota Century Code, relating to definitions, invoices and records, prohibitions, and exemptions.

Introduced by Rep. Poyzer
 Introduction, first reading, 111
 Referred to Committee on Agriculture
 Reported back, amended, 165
 Amendments adopted, 175
 Engrossed, 197
 Second reading and final passage, 183
 To Senate, 226
 Returned to House, passed, 401
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913
 Returned to House, 914
 Sent to Governor, 914
 Approved by Governor, 947

House Bill No. 1175. A Bill for an Act to amend and reenact sections 65-12-01, 65-12-02, 65-12-04, 65-12-04.1, 65-12-05, 65-12-06, 65-12-07, 65-12-08, 65-12-09, 65-12-10, and 65-12-11 of the North Dakota Century Code, relating to boiler inspector, definition of boiler, boiler inspections, data report, violations; and providing a penalty.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading, 112
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 558
 Amendments adopted, 578
 Engrossed, 602
 Second reading and final passage, 605
 To Senate, 683
 Returned to House, passed, 909
 Enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1334

House Bill No. 1176. A Bill for an Act to amend and reenact subsections 2 and 5 of section 57-38-38 of the North Dakota Century Code, relating to the audit of returns and assessment of tax by the tax commissioner; and providing for an effective date.

Introduced by Committee on Finance and Taxation
 Introduction, first reading, 112
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 176
 Second reading and final passage, 185
 To Senate, 226
 Returned to House, passed, 877
 Enrolled, 1137
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1334

House Bill No. 1177. A Bill for an Act relating to heating fuel shortages in North Dakota; authorizing the declaration of an emergency and the exercise of emergency powers of the governor for the protection of life, health, safety, property, and the general welfare of the state of North Dakota and its citizens; authorizing the determination of priorities among users for the purchase and delivery of heating fuel users; authorizing the limitation of non-essential diesel fuel sales; authorizing limitations of the use of public buildings; providing for the administration of the Act; providing a penalty; providing for the termination of this Act; and declaring this to be an emergency measure.

Introduced by Reps. Streibel and Backes
 Introduction, first reading, 112
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 115
 Motion to lay over one legislative day prevailed on division vote, 115
 Lost, 128

House Bill No. 1178. A Bill for an Act making an appropriation for the completion of an interpretive center at the Chateau de Mores, and declaring an emergency.

Introduced by Reps. K. Johnson, Olin, Gengler, Murphy and Rundle

Introduction, first reading, 117
 Referred to Committee on Appropriations
 Reported back, do pass, 328
 Second reading and final passage, 352
 Emergency clause carried, 352
 To Senate, 401
 Returned to House, passed, 573
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913
 Returned to House, 914
 Sent to Governor, 914
 Approved by Governor, 947

House Bill No. 1179. A Bill for an Act to amend and reenact section 39-06-24 of the North Dakota Century Code, relating to the authority to cancel driver's licenses.

Introduced by Rep. Garnas
 Introduction, first reading, 117
 Referred to Committee on Transportation
 Reported back, do pass, 255
 Second reading and final passage, 269
 To Senate, 316
 Returned to House, passed, 531
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913
 Returned to House, 914
 Sent to Governor, 914
 Approved by Governor, 947

House Bill No. 1180. A Bill for an Act to create and enact section 15-47-43 of the North Dakota Century Code, relating to areas which are public school districts, their corporate powers, and corporate name; to amend and reenact section 15-53.1-02 of the North Dakota Century Code, relating to reorganization, annexation, and dissolution of school districts; to repeal sections 15-53.1-03 and 15-53.1-04 of the North Dakota Century Code, relating to areas which are public school districts and their corporate powers and corporate name; and declaring an emergency.

Introduced by Rep. Lodoen
 Introduction, first reading, 117
 Referred to Committee on Education
 Reported back, amended, 404-405
 Amendments adopted, 429
 Engrossed, 449
 Second reading and final passage, 449
 To Senate, 490
 Returned to House, amended, 838
 House concurs, 839
 Second reading and final passage, 858
 Emergency clause failed, 858
 Reconsidered, 858
 Second reading and final passage, 858-859
 Emergency clause carried, 859
 Engrossed and enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1181. A Bill for an Act to amend and reenact section 65-07-01 and section 65-07-04 of the North Dakota Century Code, providing coverage for self-employed persons.

Introduced by Rep. Mertens
Introduction, first reading, 117
Referred to Committee on Industry, Business and Labor
Returned to House, 164
Withdrawn, 164

House Bill No. 1182. A Bill for an Act to amend and reenact section 39-22-02 of the North Dakota Century Code, relating to motor vehicle dealers.

Introduced by Committee on Transportation
Introduction, first reading, 118
Referred to Committee on Transportation
Reported back, indefinitely postponed, 233

House Bill No. 1183. A Bill for an Act to amend and reenact paragraph (3) of subdivision a of subsection 6 of section 50-09-01 of the North Dakota Century Code, relating to definitions of dependent children who attend academic or vocational courses.

Introduced by Committee on Social Welfare
Introduction, first reading, 118
Referred to Committee on Social Welfare
Reported back, amended, 381-382
Amendments adopted, 404
Engrossed, 421
Second reading and final passage, 422
To Senate, 474
Returned to House, amended, 878
House concurs, 935
Second reading and final passage, 954
Engrossed and enrolled, 1382
Signed by Speaker, 1383
To Senate, 1387
Returned to House, 1401
Sent to Governor, 1405

House Bill No. 1184. A Bill for an Act to amend and reenact subsection 3 of section 41-08-02 of the North Dakota Century Code, relating to the definition of clearing corporation, and declaring an emergency.

Introduced by Rep. Herman
Introduction, first reading, 118
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 217
Second reading and final passage, 240
Emergency clause carried, 240
To Senate, 275
Returned to House, passed, 860
Enrolled, 1137
Signed by Speaker, 1176
To Senate, 1177
Returned to House, 1185
Sent to Governor, 1203
Approved by Governor, 1335

House Bill No. 1185. A Bill for an Act to amend and reenact subsection 1 of section 15-59-01 and section 15-59-07 of the North Dakota Century Code, relating to the definitions of exceptional children and learning disability.

Introduced by Reps. LaGrave, Atkinson, L. Hausauer and Wagner
 Introduction, first reading, 118
 Referred to Committee on Education
 Reported back, indefinitely postponed, 659

House Bill No. 1186. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, relating to the expiration and renewal of driver's license, examination and re-examination of drivers, and to provide an effective date.

Introduced by Rep. Wagner
 Introduction, first reading, 118
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 256

House Bill No. 1187. A Bill for an Act to amend and reenact subsection 3 of section 39-22-09 of the North Dakota Century Code, relating to dealer registration of used motor vehicles.

Introduced by Committee on Transportation
 Introduction, first reading, 118
 Referred to Committee on Transportation
 Reported back, do pass, 233
 Second reading and final passage, 250
 To Senate, 275
 Returned to House, passed, 531
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913
 Returned to House, 915
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1188. A Bill for an Act to amend and reenact subsection 1 of section 39-04-18, subsection 4 of section 39-04-19, and subsection 6 of section 39-05-01 of the North Dakota Century Code, relating to the registration and titling of truck tractor semi-trailers.

Introduced by Committee on Transportation
 Introduction, first reading, 118
 Referred to Committee on Transportation
 Reported back, do pass, 364
 Second reading and final passage, 379
 To Senate, 425
 Returned to House, passed, 822
 Enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1334

House Bill No. 1189. A Bill for an Act to amend and reenact subdivision j of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to the registration of motor vehicles by disabled veterans.

Introduced by Committee on Transportation
 Introduction, first reading, 118
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 233

House Bill No. 1190. A Bill for an Act, relating to motorcycle lights and handlebars, requiring eye-protection and protective helmets for riders, and to repeal section 39-21-48 of the North Dakota Century Code.

Introduced by Reps. Eagles and Watkins
 Introduction, first reading, 118
 Referred to Committee on Transportation
 Reported back, amended, 399
 Substitute motion to re-refer to Committee on Transportation prevailed, 399
 Re-referred to Committee on Transportation, 399
 Reported back, amended, 481
 Amendments adopted, 493
 Engrossed, 515
 Lost, 523

House Bill No. 1191. A Bill for an Act to provide for a declaration of policy and purpose, relating to boating safety and uniformity of boating laws, a boating safety program, the termination of unsafe use of vessels, and the display of labels evidencing compliance with state or federal regulations; to create and enact five new subsections to section 20.1-01-02, as contained in section 8 of House Bill No. 1041 of the forty-third legislative assembly, and a new subsection to section 20.1-13-03 of the North Dakota Century Code, as contained in section 20 of House Bill No. 1041 of the forty-third legislative assembly, relating to definitions and numbering and licensing of motorboats; and to amend and reenact subsection 23 of section 20.1-03-12, as contained in section 10 of House Bill No. 1041 of the forty-third legislative assembly; and section 20.1-13-02, subsection 1 of section 20.1-13-03, and section 20.1-13-08 of the North Dakota Century Code, as contained in section 20 of House Bill No. 1041 of the forty-third legislative assembly, relating to the fee for a motorboat certificate of number and license, operation of unnumbered and unlicensed motorboats, numbering and licensing of motorboats, and liability of persons involved in collisions or accidents.

Introduced by Rep. Weber
 Introduction, first reading, 119
 Referred to Committee on Natural Resources
 Reported back, amended, 581
 Amendments adopted, 602
 Engrossed, 619
 Lost, 619-620

House Bill No. 1192. A Bill for an Act providing an appropriation to the state health department for use by the state division of alcoholism and drug abuse which will equal approximately two percent of the 1973-75 biennial revenues from state liquor and beer taxes.

Introduced by Reps. LaGrave, Stone and Dick
 Introduction, first reading, 119
 Referred to Committee on Appropriations
 Returned to House, 317
 Withdrawn, 317

House Bill No. 1193. A Bill for an Act to amend and reenact section 12-47-06 of the North Dakota Century Code, relating to appointment of officers at the penitentiary.

Introduced by Committee on State and Federal Government
 Introduction, first reading, 119

Referred to Committee on State and Federal Government
 Reported back, do pass, 187
 Second reading and final passage, 214
 To Senate, 242
 Returned to House, amended, 820
 House does not concur, 836
 Conference Committee:
 House, 836
 Senate, 860
 Conference Committee report:
 House adopted, 1012
 Senate adopts, 1037
 Enrolled, 1454
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1194. A Bill for an Act to amend and reenact subdivision a of subsection 6 of section 50-09-01 of the 1971 Supplement to the North Dakota Century Code, relating to the definition of a dependent child.

Introduced by Committee on Social Welfare
 Introduction, first reading, 119
 Referred to Committee on Social Welfare
 Re-referred to Committee on Appropriations, 233
 Reported back, indefinitely postponed, 344

House Bill No. 1195. A Bill for an Act to amend and reenact section 12-48-03.1 of the North Dakota Century Code, relating to the establishment, or discontinuance of prison industries.

Introduced by Committee on State and Federal Government
 Introduction, first reading, 119
 Referred to Committee on State and Federal Government
 Reported back, do pass, 187
 Engrossed, 1040
 Second reading and final passage, 215
 To Senate, 242
 Returned to House, amended, 573
 House concurs, 597
 Second reading and final passage, 597
 Enrolled, 1040
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1196. A Bill for an Act to amend and reenact subsection 7 of section 10-15-54, section 10-23-04, subsection 3 of section 41-09-43, subsection 2 of section 45-10-02, and subsection 1 of section 54-09-04 of the North Dakota Century Code, relating to filing fees for various documents and increasing such fees.

Introduced by Committee on State and Federal Government
 Introduction, first reading, 119
 Referred to Committee on State and Federal Government
 Reported back, do pass, 187
 Re-referred to Committee on State and Federal Government, 215
 Reported back, indefinitely postponed, 233

House Bill No. 1197. 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.

Introduced by Committee on Agriculture
Introduction, first reading, 120
Referred to Committee on Agriculture
Reported back, indefinitely postponed, 233

House Bill No. 1198. A Bill for an Act to amend and reenact section 4-30-29 of the North Dakota Century Code, relating to rules and regulations concerning grades of milk for Grade "A" and manufacturing purposes.

Introduced by Committee on Agriculture
Introduction, first reading, 120
Referred to Committee on Agriculture
Reported back, indefinitely postponed, 233

House Bill No. 1199. A Bill for an Act to amend and reenact section 12-47-11 of the North Dakota Century Code, relating to the powers and duties of the warden of the state penitentiary, custody and control of the penitentiary and the crime building, and providing an appropriation of state and federal funds for the remodeling and renovation of the crime building.

Introduced by Committee on State and Federal Government
Introduction, first reading, 120
Referred to Committee on State and Federal Government
Reported back, to re-refer, 218
Re-referred to Committee on Appropriations, 218
Reported back, amended, 660
Statement of purpose of amendment, 660
Amendments adopted, 725
Engrossed, 733
Second reading and final passage, 759
Clincher, 760
To Senate, 792
Returned to House, passed, 1111
Enrolled, 1454
Signed by Speaker, 1454
To Senate, 1455
Returned to House, 1456
Sent to Governor, 1456

House Bill No. 1200. A Bill for an Act to provide for a conditional transfer of funds to the college building fund and providing an appropriation for the construction, additions to, remodeling, and equipping of buildings on college campuses.

Introduced by Reps. L. Hausauer, Peterson, Jenkins, H. Johnson and Bridston
Introduction, first reading, 120
Referred to Committee on Appropriations
Reported back, amended, 702
Statement of purpose of amendment, 702
Amendments adopted, 734
Engrossed, 765
Second reading and final passage, 772
Clincher, 773
To Senate, 792
Returned to House, passed, 1148

Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1201. A Bill for an Act to amend and reenact section 57-38-34 and subsection 3 of section 57-38-57 of the North Dakota Century Code, relating to provisions of the income tax law.

Introduced by Committee on Finance and Taxation
 Introduction, first reading, 120
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 187
 Second reading and final passage, 216
 To Senate, 242
 Returned to House, amended, 911
 House concurs, 935
 Second reading and final passage, 995
 Engrossed and enrolled, 1453
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1202. 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 business privilege tax, and providing an effective date.

Introduced by Committee on Finance and Taxation
 Introduction, first reading, 120
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 187
 Second reading and final passage, 219
 To Senate, 242
 Returned to House, passed, 956
 Enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1334

House Bill No. 1203. A Bill for an Act to amend and reenact section 36-15-21 of the North Dakota Century Code, and to repeal section 36-15-20 of the North Dakota Century Code, relating to brucellosis vaccination of calves.

Introduced by Reps. K. Johnson, Rundle, Gackle, Stoltenow and Thorsgard
 Introduction, first reading, 131
 Referred to Committee on Agriculture
 Reported back, do pass, 256
 Second reading and final passage, 271
 To Senate, 329
 Returned to House, amended, 821
 House does not concur, 836
 Conference Committee:
 House, 836
 Senate, 860
 Conference Committee report:

House adopted, 984
 Amendments adopted, 996
 Second reading and final passage, 1032
 Conference Committee report:
 Senate adopts, 1121
 Engrossed and enrolled, 1453
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1204. A Bill for an Act to provide payment of expenses to certain elected state officers, providing for an appropriation, and declaring an emergency.

Introduced by Reps. Atkinson and Martinson
 Introduction, first reading, 131
 Referred to Committee on State and Federal Government
 Reported back, amended, 234
 Amendments adopted, 248
 Re-referred to Committee on Appropriations, 257
 Engrossed, 262
 Reported back, do pass, 441
 Second reading and final passage, 455
 Emergency clause carried, 455
 To Senate, 490
 Returned to House, passed, 877
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1205. A Bill for an Act to create and enact section 34-06-05.1 of the North Dakota Century Code, relating to an established minimum wage, and to amend and reenact sections 34-06-02, 34-06-03, 34-06-07, and 34-06-16 of the North Dakota Century Code, relating to the authority of the commissioner of labor to determine minimum wage standards, records by employers, and recovery by underpaid employees.

Introduced by Rep. Hilleboe
 Introduction, first reading, 131
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 608-609
 Amendments adopted, 639
 Engrossed, 679
 Second reading and final passage, 679
 To Senate, 792
 Returned to House, indefinitely postponed, 1148

House Bill No. 1206. A Bill for an Act to amend and reenact section 54-17-05 of the North Dakota Century Code, relating to majority approval of acts approved or authorized by members of the industrial commission.

Introduced by Reps. Atkinson, Backlin and Hilleboe
 Introduction, first reading, 132
 Referred to Committee on State and Federal Government
 Reported back, do pass, 218
 Second reading and final passage, 240
 To Senate, 275

Returned to House, passed, 1025
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Vetoed by Governor, 1158
 Reconsidered as a vetoed measure, 1164
 Passed over Governor's veto, 1165
 To Senate, 1184
 Returned to House passed over Governor's veto by Senate, 1237
 Correctly certificated, 1474-1475
 Speaker signed certification that House passed Bill over Governor's veto, 1475
 To Senate with certification signed by Speaker, 1475
 Returned to House with certification signed by President, 1475
 Delivered to Secretary of State with objections and certificated, 1475

House Bill No. 1207. A Bill for an Act to amend and reenact section 44-02-01 of the North Dakota Century Code, relating to vacancy in office where officeholder nominated at primary election as a candidate for another office.

Introduced by Reps. Marsden, Mertens, K. Johnson, Rundle and Murphy
 Introduction, first reading, 132
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 287

House Bill No. 1208. A Bill for an Act to amend and reenact section 11-27-09.1 of the North Dakota Century Code, as contained in section 6 of House Bill No. 1041 of the forty-third legislative assembly, relating to the allocation of federal payments for game and fish land among townships and school districts.

Introduced by Rep. Tinjum
 Introduction, first reading, 132
 Referred to Committee on Natural Resources
 Reported back, do pass, 256
 Second reading and final passage, 271
 To Senate, 329
 Returned to House, amended, 970
 House concurs, 1012
 Second reading and final passage, 1033
 Engrossed and enrolled, 1453
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1209. A Bill for an Act to amend and reenact section 19-02.1-08 and subsection 7 of section 19-02.1-10 of the North Dakota Century Code, relating to the labeling requirements of all food manufactured, sold, or offered for sale within North Dakota.

Introduced by Rep. Hilleboe
 Introduction, first reading, 132
 Referred to Committee on State and Federal Government
 Returned to House, 456
 Withdrawn, 456

House Bill No. 1210. A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code, relating to salaries of elected state officials and providing an effective date.

Introduced by Reps. Atkinson, A. Hausauer and Martinson
Introduction, first reading, 132
Referred to Committee on State and Federal Government
Reported back, do pass, 218
Second reading and final passage, 241
To Senate, 275
Returned to House, passed, 1025
Enrolled, 1329
Signed by Speaker, 1329
To Senate, 1330
Returned to House, 1330
Sent to Governor, 1332

House Bill No. 1211. A Bill for an Act to amend subdivision e of subsection 15 of section 52-01-01 of the North Dakota Century Code, relating to service performed by relatives as not constituting "employment" for the purposes of unemployment compensation.

Introduced by Rep. Freborg
Introduction, first reading, 132
Referred to Committee on Industry, Business and Labor
Returned to House, 247
Withdrawn, 247

House Bill No. 1212. A Bill for an Act to amend and reenact sections 11-17-04, 27-03-05, 27-07-40, and 27-98-14 of the North Dakota Century Code, relating to filing fees and other fees required by district courts, the North Dakota supreme court, county courts, and county courts of increased jurisdiction and increasing such fees.

Introduced by Reps. Atkinson, Stone and Haugland
Introduction, first reading, 132
Referred to Committee on Judiciary
Reported back, do pass, 517
Second reading and final passage, 543
To Senate, 598
Returned to House, passed, 909
Enrolled, 1016
Signed by Speaker, 1020
To Senate, 1020
Returned to House, 1036
Sent to Governor, 1037
Approved by Governor, 1106

House Bill No. 1213. A Bill for an Act to amend and reenact sections 54-35.1-01 and 54-35.1-03 of the North Dakota Century Code, relating to the membership of the legislative audit and fiscal review committee.

Introduced by Reps. Atkinson and A. Hausauer
Introduction, first reading, 133
Referred to Committee on State and Federal Government
Reported back, indefinitely postponed, 660

House Bill No. 1214. A Bill for an Act to amend and reenact subsection 2 of section 27-20-26 of the North Dakota Century Code, relating to the definition of a needy person under the Uniform

Juvenile Court Act, and creating a parent's duty to provide legal counsel for their children involved in proceedings under the Uniform Juvenile Court Act.

Introduced by Rep. Stone
 Introduction, first reading, 133
 Referred to Committee on Judiciary
 Reported back, do pass, 382
 Second reading and final passage, 415
 To Senate, 474
 Returned to House, passed, 877
 Enrolled, 1137
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1335

House Bill No. 1215. A Bill for an Act to amend and reenact sections 39-06-03 and 39-06-12, subsection 3 of section 39-06-17, section 39-06-29, subsection 6 of section 39-06-31, subsection 5 of section 39-06-32, sections 39-06-33 and 39-06-33.1 of the North Dakota Century Code, relating to who shall not be licensed, applications for license, restricted license, reports of convictions, revocations, suspensions, hearings, and orders to show cause.

Introduced by Rep. Herman
 Introduction, first reading, 133
 Referred to Committee on Transportation
 Reported back, amended, 257
 Amendments adopted, 271
 Adoption of Committee report reconsidered, 285
 Re-referred to Committee on Transportation, 285
 Reported back, amended, 342
 Amendments adopted, 360
 Engrossed, 379
 Second reading and final passage, 380
 To Senate, 425
 Returned to House, amended, 1390
 House concurs, 1408
 Rules suspended, properly re-engrossed, placed on final passage, 1408
 Clincher, 1409
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1216. A Bill for an Act to permit the state of North Dakota to transfer by deed and title, tract 01-119, river bed and accretion land along the west bank of the Missouri River.

Introduced by Reps. Hickle and Jaeger
 Introduction, first reading, 133
 Referred to Committee on State and Federal Government
 Reported back, amended, 234
 Amendments adopted, 248
 Engrossed, 262
 Second reading and final passage, 272
 To Senate, 329
 Returned to House, passed, 822
 Enrolled, 1454
 Signed by Speaker, 1454

To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1217. A Bill for an Act to amend and reenact sections 39-16-05 and 39-16-07 of the North Dakota Century Code, relating to the suspension of the driver license of a driver of a motor vehicle involved in an accident and who has no means of financial responsibility.

Introduced by Rep. Garnas
 Introduction, first reading, 133
 Referred to Committee on Transportation
 Reported back, do pass, 256
 Re-referred to Committee on Transportation, 273
 Reported back, do pass, 319
 Second reading and final passage, 345
 Reconsidered, 359
 Re-referred to Committee on Transportation, 359
 Reported back, amended, 581
 Amendments adopted, 602
 Engrossed, 619
 Second reading and final passage, 619
 To Senate, 723
 Returned to House, amended, 1074
 House concurs, 1120
 Second reading and final passage, 1188
 Clincher, 1189
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1218. A Bill for an Act to amend and reenact subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to exemptions from sales tax of certain items.

Introduced by Reps. Froeber, Solberg, Kermott and Haugland
 Introduction, first reading, 133
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 518

House Bill No. 1219. A Bill for an Act to amend and reenact sections 6-08-26, 7-07-02, 10-07-04, 12-39-02, 15-51-07, 21-03-21, 26-10-19, 40-01-02, 40-01-14, 40-04-04, 40-05-13, 40-14-06, subsection 2 of section 40-16-03, sections 40-16-09, 40-22-35, 40-33-18, 40-53.1-05, 43-23-10, 49-12-03, and 61-07-06 of the North Dakota Century Code, relating to deletion of references to corporate seals; and to repeal subsection 1 of section 6-03-02, subsection 2 of section 7-02-01, section 9-06-10, subsection 3 of section 10-19-04, subsection 3 of section 10-24-05, subsection 3 of section 23-11-11, and subsection 2 of section 40-61-03 of the North Dakota Century Code, relating to corporate seals.

Introduced by Rep. Hilleboe
 Introduction, first reading, 133
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 187
 Second reading and final passage, 219
 To Senate, 242
 Returned to House, amended, 910
 House concurs, 935
 Second reading and final passage, 955

Engrossed and enrolled, 1453
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1220. A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries; to amend and reenact subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for corporations; and providing for an effective date.

Introduced by Rep. Dornacker
 Introduction, first reading, 134
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 187
 Second reading and final passage, 220
 To Senate, 242
 Returned to House, passed, 956
 Enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1334

House Bill No. 1221. A Bill for an Act to repeal section 57-38-36 of the North Dakota Century Code, relating to the payment of tax in quarterly installments.

Introduced by Rep. Dornacker
 Introduction, first reading, 134
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 176
 Lost, 188

House Bill No. 1222. A Bill for an Act to amend and reenact section 35-07-02 of the North Dakota Century Code, relating to the period for filing a threshing lien.

Introduced by Reps. Erickson, Laske, Dotzenrod and Stoltenow
 Introduction, first reading, 134
 Referred to Committee on Agriculture
 Reported back, do pass, 235
 Second reading and final passage, 251
 To Senate, 275
 Returned to House, indefinitely postponed, 821

House Bill No. 1223. A Bill for an Act to provide for a North Dakota Disaster Act, relating to the responsibility of the governor, creating a state division of disaster emergency services, and providing for coordination of activities relating to disaster prevention, preparedness, response and recovery; and to repeal chapter 37-17 of the North Dakota Century Code, relating to civil defense.

Introduced by Reps. Atkinson and Martinson
 Introduction, first reading, 134
 Referred to Committee on State and Federal Government
 Reported back, amended, 235
 Amendments adopted, 248
 Engrossed, 262

Second reading and final passage, 273
 To Senate, 329
 Returned to House, amended, 861-862
 House concurs, 885
 Second reading and final passage, 906
 Engrossed and enrolled, 1454
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1224. A Bill for an Act to create and enact chapter 34-15 of the North Dakota Century Code, relating to Sunday business and labor; to repeal chapter 12-21.1 of the North Dakota Century Code and chapter 12.1-30 of the North Dakota Century Code, as created in section 29 of Senate Bill No. 2045 as approved by the forty-third legislative assembly, relating to Sunday business and labor; and providing a penalty.

Introduced by Rep. Hilleboe
 Introduction, first reading, 134
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 197

House Bill No. 1225. A Bill for an Act to amend and reenact subsection 8 of section 37-25-02 of the North Dakota Century Code, relating to the definition of "resident" for the purpose of eligibility for the Vietnam bonus.

Introduced by Reps. K. Johnson and Weber
 Introduction, first reading, 134
 Referred to Committee on Veterans' Affairs
 Reported back, indefinitely postponed, 697

House Bill No. 1226. A Bill for an Act to amend and reenact sections 15-10-18 and 15-10-19 of the North Dakota Century Code, relating to the tuition of nonresidents at schools under the control of the state board of higher education and the definition of non-resident student for tuition purposes.

Introduced by Reps. Herman, Froeber, Tweten, Olin and Miedema
 Introduction, first reading, 134
 Referred to Committee on Education
 Reported back, amended, 660-661
 Amendments adopted, 725
 Engrossed, 733
 Second reading and final passage, 760
 Clincher, 761
 To Senate, 792
 Returned to House, passed, 969
 Enrolled, 1329
 Signed by Speaker, 1329
 To Senate, 1330
 Returned to House, 1330
 Sent to Governor, 1332

House Bill No. 1227. A Bill for an Act relating to the responsibilities of the game and fish commissioner in the protection of property.

Introduced by Reps. Reimers, Jenkins, Miedema and Rivinius
 Introduction, first reading, 134
 Referred to Committee on Natural Resources

Reported back, without recommendation, 518
 Engrossed
 Second reading and final passage, 543
 To Senate, 598
 Returned to House, indefinitely postponed, 932

House Bill No. 1228. A Bill for an Act to amend and reenact section 20.1-01-07 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041 as approved by the forty-third legislative assembly, relating to the use of motor vehicles while hunting certain game.

Introduced by Rep. K. Johnson
 Introduction, first reading, 143
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 265

House Bill No. 1229. A Bill for an Act to create and enact a new section of chapter 20.1-08, as contained in section 15 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to issuance of big game licenses or permits by lottery; to amend and reenact section 20.1-03-11 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the issuance of special permits to hunt deer; and to amend and reenact section 20.1-08-04 of the North Dakota Century Code as contained in section 15 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the issuance of big game licenses by lottery.

Introduced by Rep. K. Johnson
 Introduction, first reading, 143
 Referred to Committee on Natural Resources
 Reported back, amended, 382-383
 Amendments adopted, 404
 Engrossed, 422
 Lost, 423

House Bill No. 1230. A Bill for an Act to amend and reenact section 27-06-02 of the North Dakota Century Code, relating to salary and expenses of court reporter.

Introduced by Reps. Hartl, Atkinson, Fleming and Kretschmar
 Introduction, first reading, 143
 Referred to Committee on Judiciary
 Reported back, amended, 405
 Amendments adopted, 429
 Engrossed, 449
 Second reading and final passage, 450
 To Senate, 490
 Returned to House, passed, 837
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913
 Returned to House, 915
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1231. A Bill for an Act to amend and reenact section 27-06-08 of the North Dakota Century Code, relating to fees for transcripts.

Introduced by Reps. Hartl, Atkinson, Fleming and Kretschmar
 Introduction, first reading, 143
 Referred to Committee on Judiciary
 Reported back, amended, 459
 Amendments adopted, 479
 Engrossed, 493
 Second reading and final passage, 495
 To Senate, 530
 Returned to House, passed, 1025
 Enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1232. A Bill for an Act to amend and reenact section 27-05-03.1 and section 27-05-03.2 of the North Dakota Century Code, relating to retirement of supreme court judges and district court judges because of mental or physical disability.

Introduced by Reps. LaGrave, Miedema, Orange, Kermott and Kingsbury
 Introduction, first reading, 143
 Referred to Committee on Judiciary
 Reported back, do pass, 319
 Second reading and final passage, 345
 To Senate, 401
 Returned to House, amended, 1200
 House concurs, 1251
 Rules suspended, properly engrossed, placed on final passage, 1251
 Clincher, 1252
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1233. A Bill for an Act to amend and reenact section 35-27-02 of the North Dakota Century Code, relating to mechanic's lien.

Introduced by Reps. Atkinson and Thorsgard
 Introduction, first reading, 143
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 188
 Second reading and final passage, 220
 To Senate, 242
 Returned to House, passed, 877
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1234. A Bill for an Act to amend and reenact section 39-20-13 of the North Dakota Century Code, relating to the release of the results of examinations of blood specimens by the state toxicologist, and delaring an emergency.

Introduced by Reps. Atkinson and Backlin
 Introduction, first reading, 144
 Referred to Committee on Transportation
 Reported back, do pass, 342

Second reading and final passage, 368
 Emergency clause failed, 368
 To Senate, 401
 Returned to House, passed, 1005
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1235. A Bill for an Act to amend and reenact section 15-53.1-42 of the North Dakota Century Code, relating to the involuntary dissolution of public school districts located in more than one county, and declaring an emergency.

Introduced by Reps. Jacobson, Winkjer, Opdahl and Tinjum
 Introduction, first reading, 144
 Referred to Committee on Education
 Reported back, amended, 289
 Amendments adopted, 318
 Engrossed, 335
 Second reading and final passage, 346
 Emergency clause carried, 347
 To Senate, 401
 Returned to House, amended, 1241
 House concurs, 1252
 Rules suspended, properly re-engrossed, placed on final passage, 1252
 Clincher, 1253
 Engrossed and enrolled, 1458
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1236. A Bill for an Act to create and enact a new section to chapter 27-20 of the North Dakota Century Code, relating to court order requirement in disposition and adjudication of a child.

Introduced by Rep. R. Christensen
 Introduction, first reading, 144
 Referred to Committee on Social Welfare
 Reported back, do pass, 235
 Second reading and final passage, 251
 To Senate, 275
 Returned to House, passed, 837
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913
 Returned to House, 915
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1237. A Bill for an Act to amend and reenact section 5-02-03 of the North Dakota Century Code, relating to local alcoholic beverage license fees.

Introduced by Rep. Hartl
 Introduction, first reading, 161
 Referred to Committee on Industry, Business and Labor
 Returned to House, 285
 Withdrawn, 285

House Bill No. 1238. A Bill for an Act relating to unauthorized insurance, classifying transactions constituting doing an insurance business, subjecting those insurers and their agents to the jurisdiction and regulation of the commissioner of insurance, providing for the issuance of process and jurisdiction of court proceedings, providing for reciprocal enforcement, and defining violations and providing a penalty.

Introduced by Rep. Rued
Introduction, first reading, 161
Referred to Committee on Industry, Business and Labor
Reported back, amended, 288
Amendments adopted, 318
Engrossed, 335
Second reading and final passage, 348
To Senate, 401
Returned to House, passed, 860
Enrolled, 1454
Signed by Speaker, 1454
To Senate, 1455
Returned to House, 1456
Sent to Governor, 1456

House Bill No. 1239. A Bill for an Act to amend and reenact section 21-10-06, section 27-17-01, subsection 1 of section 27-17-02, subsection 2 of section 27-17-02, section 27-17-03, and section 27-17-05 of the North Dakota Century Code, relating to retirement of supreme court judges and district court judges; retention of assessments from judges' salaries; providing for interest on and investment of the judicial retirement fund; duties of retired judges; and providing for contribution by the state.

Introduced by Reps. LaGrave, Herman, Backer, Strinden and Weber
Introduction, first reading, 161
Referred to Committee on State and Federal Government
Reported back, indefinitely postponed, 697

House Bill No. 1240. A Bill for an Act to create and enact a new section to chapter 49-14 of the North Dakota Century Code, providing penalties for the failure of railroads to furnish cars for grain loading.

Introduced by Reps. Reimers and Poyzer
Introduction, first reading, 161
Referred to Committee on Transportation
Reported back, do pass, 481
Second reading and final passage, 496
To Senate, 530
Returned to House, indefinitely postponed, 956

House Bill No. 1241. A Bill for an Act to create and enact sections 24-05-21 and 24-05-22 of the North Dakota Century Code, providing for the sufficient grading of the inslope of all roads and approaches which intersect with county and township roads and exceptions to the requirement.

Introduced by Reps. Thorsgard, Kingsbury and Weber
Introduction, first reading, 161
Referred to Committee on Political Subdivisions
Reported back, do pass, 256
Second reading and final passage, 273
To Senate, 329
Returned to House, passed, 837

Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913
 Returned to House, 915
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1242. 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.

Introduced by Reps. Dornacker, Weber, K. Johnson, A. Hausauer and Laughlin
 Introduction, first reading, 162
 Referred to Joint Committee on Reapportionment
 Withdrawn, 685

House Bill No. 1243. A Bill for an Act to amend and reenact section 57-50-03 of the North Dakota Century Code, relating to claims for motor vehicle fuel tax refunds.

Introduced by Rep. Dornacker
 Introduction, first reading, 162
 Referred to Committee on Finance and Taxation
 Reported back, amended, 265
 Adoption of Committee report reconsidered, 286
 Re-referred to Committee on Finance and Taxation, 286
 Reported back, amended, 399
 Amendments adopted, 414
 Engrossed, 429
 Floor amendments adopted, 447
 Rules suspended, properly re-engrossed, placed an calendar, second reading and final passage, 447
 To Senate, 490
 Returned to House, amended, 911
 House does not concur, 934
 Conference Committee:
 House, 947-948
 Senate, 968
 Conference Committee report:
 House adopted, 1035
 Amendments adopted, 1049
 Second reading and final passage, 1075
 Conference Committee report:
 Senate adopts, 1176
 Engrossed and enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1244. A Bill for an Act to create and enact section 15-53.1-05.1 of the North Dakota Century Code, relating to school district boundary changes.

Introduced by Reps. Larson, Liebhan and Erickson
 Introduction, first reading, 162
 Referred to Committee on Education
 Reported back, do pass, 289
 Second reading and final passage, 323
 To Senate, 347

Returned to House, passed, 837
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 913
 Returned to House, 915
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1245. A Bill for an Act to amend and reenact subsection 3 of section 11-10-10 of the North Dakota Century Code, relating to the salary and expenses of county commissioners.

Introduced by Rep. Weber
 Introduction, first reading, 162
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 342

House Bill No. 1246. A Bill for an Act to amend and reenact section 20.1-01-03 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to any action for damages for destruction of game.

Introduced by Rep. Winkjer
 Introduction, first reading, 162
 Referred to Committee on Natural Resources
 Reported back, amended, 265
 Amendments adopted, 286
 Engrossed, 318
 Second reading and final passage, 323
 To Senate, 347
 Returned to House, amended, 958
 House concurs, 962
 Second reading and final passage, 1260
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1247. A Bill for an Act to amend and reenact section 61-28-08 of the North Dakota Century Code, relating to any action for damages for pollution of surface waters.

Introduced by Rep. Winkjer
 Introduction, first reading, 162
 Referred to Committee on Natural Resources
 Returned to House, 640
 Withdrawn, 640

House Bill No. 1248. A Bill for an Act to abolish the doctrine of governmental immunity in North Dakota and to amend and reenact sections 2-02-01, 2-02-09, 39-01-08, and 40-43-07 of the North Dakota Century Code, relating to governmental immunity and insurance concerning airports, motor vehicles, and general liability.

Introduced by Rep. Winkjer
 Introduction, first reading, 162
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 343

House Bill No. 1249. A Bill for an Act to create and enact section 9-10-07 of the North Dakota Century Code, relating to liability for wrongdoing and diminished damages; and to repeal section 9-10-06 of the North Dakota Century Code, relating to liability for willful acts and negligence.

Introduced by Rep. Winkjer
Introduction, first reading, 163
Referred to Committee on Judiciary
Reported back, without recommendation, 698
Lost, 742

House Bill No. 1250. A Bill for an Act relating to the rights of parties under oil and gas leases and remedies available to such parties, and to provide for a presumption of drainage of oil or gas under certain circumstances.

Introduced by Rep. Winkjer
Introduction, first reading, 163
Referred to Committee on Natural Resources
Reported back, do pass, 343
Second reading and final passage, 368
To Senate, 425
Returned to House, indefinitely postponed, 860

House Bill No. 1251. 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 Rep. Gengler
Introduction, first reading, 173
Referred to Committee on Transportation
Reported back, indefinitely postponed, 364
Motion to place on calendar failed, 364

House Bill No. 1252. A Bill for an Act to amend and reenact subsection 3 of section 39-06-17 of the North Dakota Century Code, relating to behind-the-wheel instruction.

Introduced by Rep. Gengler
Introduction, first reading, 173
Referred to Committee on Transportation
Reported back, do pass, 343
Second reading and final passage, 369
To Senate, 425
Returned to House, passed, 956
Enrolled, 1138
Signed by Speaker, 1176
To Senate, 1177
Returned to House, 1185
Sent to Governor, 1203
Approved by Governor, 1335

House Bill No. 1253. A Bill for an Act authorizing the director of institutions to convey certain state land under the control and management of the Grafton state school to Grafton post no. 41 of the North Dakota department of the American legion.

Introduced by Reps. Berg and Kingsbury
Introduction, first reading, 173
Referred to Committee on State and Federal Government
Reported back, do pass, 328
Second reading and final passage, 353

To Senate, 401
 Returned to House, passed, 1025
 Enrolled, 1329
 Signed by Speaker, 1329
 To Senate, 1330
 Returned to House, 1330
 Sent to Governor, 1332

House Bill No. 1254. A Bill for an Act relating to the disposal and reuse of abandoned motor vehicles and other scrap metal; prescribing duties and powers of the state department of health and responsibilities of the motor vehicle registrar; providing a tax on motor vehicle registration; establishing a disposal fund; allowing storage of vehicles by collectors; to amend and reenact section 24-03-23 of the North Dakota Century Code, relating to encroachments on state highways; to repeal section 40-05-15 of the North Dakota Century Code, relating to unclaimed motor vehicles; providing a penalty; and providing an appropriation.

Introduced by Reps. Mertens, Knudson and Hildebrand
 Introduction, first reading, 173
 Referred to Committee on Transportation
 Reported back, amended, 582-583
 Amendments adopted, 602
 Re-referred to Committee on Appropriations, 602
 Engrossed, 639
 Reported back, do pass, 698
 Second reading and final passage, 742
 Clincher, 743
 To Senate, 791
 Returned to House, amended, 1074
 House concurs, 1120
 Second reading and final passage, 1189
 Clincher, 1190
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1255. A Bill for an Act to amend and reenact section 39-24-03 of the North Dakota Century Code, relating to the registration of snowmobiles.

Introduced by Rep. Herman
 Introduction, first reading, 173
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 459

House Bill No. 1256. 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 Reps. Lundene, Langley and Thorsgard
 Introduction, first reading, 173
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 539

House Bill No. 1257. A Bill for an Act to provide for control of noxious weeds along state highways, and to prohibit the haying of highway right-of-way containing leafy spurge.

Introduced by Reps. Rau and Watkins
 Introduction, first reading, 174
 Referred to Committee on Transportation
 Reported back, do pass, 364
 Second reading and final passage, 385
 To Senate, 451
 Returned to House, indefinitely postponed, 683

House Bill No. 1258. A Bill for an Act to provide for a three day recession period on door-to-door sales; and providing a penalty.

Introduced by Reps. Stone and Jacob
 Introduction, first reading, 174
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 320
 Second reading and final passage, 348
 To Senate, 401
 Returned to House, indefinitely postponed, 1073

House Bill No. 1259. A Bill for an Act to amend and reenact subsection 1 of section 43-15-10 of the North Dakota Century Code, relating to advertising the cost of prescription services or prescription materials.

Introduced by Rep. Hilleboe
 Introduction, first reading, 174
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 583-584
 Amendments adopted, 602
 Reconsidered the adoption of amendments, 602
 Re-referred to Committee on Industry, Business and Labor, 602
 Reported back, indefinitely postponed, 661

House Bill No. 1260. A Bill for an Act to provide for the inclusion of the common name or address in all notices relating to real property which are required by law.

Introduced by Rep. Hilleboe
 Introduction, first reading, 174
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 343
 Second reading and final passage, 370
 To Senate, 425
 Returned to House, amended, 958
 House concurs, 962
 Second reading and final passage, 1009
 Engrossed and enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1261. A Bill for an Act to create and enact a new subsection to section 12-60-07 of the North Dakota Century Code, relating to powers and duties of the bureau of criminal investigation.

Introduced by Reps. Strinden and Metzger
 Introduction, first reading, 174
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 436

House Bill No. 1262. A Bill for an Act to amend and reenact sections 54-23.1-01, 54-23.1-02, 54-23.1-03, 54-23.1-04, 54-23.1-05, 54-23.1-06, 54-23.1-07, 54-23.1-08, 54-23.1-09, 54-23.1-10, 54-23.1-11, and 54-23.1-12 of the North Dakota Century Code, relating to the state communications system, its control and operation through the attorney general's office, and providing an appropriation.

Introduced by Reps. Strinden and Metzger
Introduction, first reading, 174
Referred to Committee on State and Federal Government
Reported back, indefinitely postponed, 436

House Bill No. 1263. A Bill for an Act authorizing the director of institutions to lease certain land owned by the state of North Dakota to the park district of the city of Grafton for a period of twenty-five years.

Introduced by Rep. Kingsbury
Introduction, first reading, 174
Referred to Committee on State and Federal Government
Reported back, do pass, 343
Second reading and final passage, 370
To Senate, 425
Returned to House, passed, 1025
Enrolled, 1329
Signed by Speaker, 1330
To Senate, 1330
Returned to House, 1330
Sent to Governor, 1332

House Bill No. 1264. A Bill for an Act to create and enact section 10-15-33.1 of the North Dakota Century Code, requiring a cooperative association to provide the holders of certain of its certificates the option, when the holder reaches age sixty-five, of redemption for cash, or tangible personal property; and to provide for automatic redemption upon the death of the holder.

Introduced by Rep. Murphy
Introduction, first reading, 201
Referred to Committee on Industry, Business and Labor
Reported back, indefinitely postponed on division vote, 383

House Bill No. 1265. A Bill for an Act to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to Juvenile court personnel.

Introduced by Rep. Atkinson
Introduction, first reading, 201
Referred to Committee on Judiciary
Reported back, do pass, 383
Second reading and final passage, 416
To Senate, 474
Returned to House, amended, 839
House concurs, 859
Second reading and final passage, 883
Enrolled, 1138
Signed by Speaker, 1176
To Senate, 1177
Returned to House, 1185
Sent to Governor, 1203
Approved by Governor, 1335

House Bill No. 1266. A Bill for an Act to amend and reenact sections 27-08-40, 27-08-41, subsection 5 of section 29-01-06, and sections 29-16-02, 33-12-19, and 40-18-15 of the North Dakota Century Code, relating to the limitation of the right to trial by jury in municipal courts and in all other courts for cases in which the penalty for conviction does not exceed thirty days' imprisonment or a fine of more than five hundred dollars; and to repeal sections 40-18-16, 40-18-17, and 40-18-18 of the North Dakota Century Code, relating to trial by jury in municipal court cases.

Introduced by Reps. Atkinson and Winkjer
Introduction, first reading, 201
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 539

House Bill No. 1267. A Bill for an Act to amend and reenact subsection 2 of section 20.1-03-04 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to resident fishing license requirements.

Introduced by Reps. Lee and Kermott
Introduction, first reading, 201
Referred to Committee on Natural Resources
Returned to House, 335
Withdrawn, 335

House Bill No. 1268. A Bill for an Act to adopt the interstate disaster compact, providing for cooperation between states in the event of a disaster or emergency.

Introduced by Reps. Atkinson and Martinson
Introduction, first reading, 202
Referred to Committee on State and Federal Government
Returned to House, 359
Withdrawn, 359

House Bill No. 1269. A Bill for an Act to amend and reenact sections 34-06.1-01, 34-06.1-02, and 34-06.1-03 of the North Dakota Century Code, relating to prohibiting discrimination in employment because of race, color, religion, sex, or national origin.

Introduced by Reps. Metzger and Gengler
Introduction, first reading, 202
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 287
Second reading and final passage, 324
To Senate, 347
Returned to House, indefinitely postponed, 1073

House Bill No. 1270. A Bill for an Act to amend and reenact section 44-05-03 of the North Dakota Century Code, relating to fees for taking acknowledgement and administering oaths and raising the fee.

Introduced by Reps. Strinden and Atkinson
Introduction, first reading, 202
Referred to Committee on Political Subdivisions
Reported back, amended, 364
Amendments adopted, 379
Engrossed, 403
Second reading and final passage, 417
To Senate, 474
Returned to House, passed, 837

Enrolled, 912
Signed by Speaker, 913
To Senate, 913
Returned to House, 915
Sent to Governor, 915
Approved by Governor, 947

House Bill No. 1271. A Bill for an Act relating to statements made by persons sustaining personal injuries and prohibiting taking the same in certain situations.

Introduced by Rep. Gengler
Introduction, first reading, 202
Referred to Committee on Social Welfare
Reported back, indefinitely postponed, 562

House Bill No. 1272. A Bill for an Act to repeal sections 53-02-10 and 53-05-08 of the North Dakota Century Code, relating to the admission of minors to public dances and certain other public places.

Introduced by Rep. Hilleboe
Introduction, first reading, 202
Referred to Committee on Social Welfare
Reported back, do pass, 364-365
Second reading and final passage, 386
To Senate, 451
Returned to House, amended, 878
House does not concur, 935
Conference Committee:
House, 948
Senate, 968
Conference Committee report:
House adopts, 1353
Senate adopts, 1390
Enrolled, 1459
Signed by Speaker, 1460
To Senate, 1461
Returned to House, 1462
Sent to Governor, 1464

House Bill No. 1273. A Bill for an Act to amend and reenact section 11-15-07 of the North Dakota Century Code, relating to county fees.

Introduced by Rep. Freborg
Introduction, first reading, 202
Referred to Committee on Political Subdivisions
Reported back, divided, 365
Majority to pass, 365
Minority to indefinitely postpone, 365
Report of Minority substituted for the Majority failed, 365
Majority report prevailed, 365
Second reading and final passage, 386-387
To Senate, 451
Returned to House, passed, 837
Enrolled, 912
Signed by Speaker, 913
To Senate, 913
Returned to House, 915
Sent to Governor, 915
Approved by Governor, 947

House Bill No. 1274. A Bill for an Act relating to the establishment of guidelines for the management and use of investments held by educational, religious, or charitable institutions.

Introduced by Rep. Winkjer
Introduction, first reading, 202
Referred to Committee on Judiciary
Reported back, do pass, 287
Second reading and final passage, 325
To Senate, 347
Returned to House, indefinitely postponed, 1006

House Bill No. 1275. A Bill for an Act to provide that criminal dispositions are to be entered promptly on the record, to provide that criminal records are to be opened to public inspection at reasonable times, and providing a penalty.

Introduced by Rep. Winkjer
Introduction, first reading, 202
Referred to Committee on Judiciary
Reported back, amended, 497
Amendments adopted, 515
Engrossed, 528
Second reading and final passage, 528
To Senate, 574
Returned to House, indefinitely postponed, 956

House Bill No. 1276. A Bill for an Act to provide for the use of identifying devices and to provide for the duty owed disabled persons; and providing a penalty.

Introduced by Rep. Winkjer
Introduction, first reading, 202
Referred to Committee on Social Welfare
Reported back, do pass, 365
Second reading and final passage, 387
To Senate, 451
Returned to House, passed, 877
Enrolled, 1138
Signed by Speaker, 1176
To Senate, 1177
Returned to House, 1185
Sent to Governor, 1203
Approved by Governor, 1334

House Bill No. 1277. 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 Rep. Herman
Introduction, first reading, 203
Referred to Committee on Transportation
Reported back, do pass, 365
Second reading and final passage, 388
To Senate, 451
Returned to House, indefinitely postponed, 1024

House Bill No. 1278. A Bill for an Act to create and enact section 10-04-06.1 of the North Dakota Century Code, relating to suspension and revocation of exemptions; to amend and reenact subsection 12 of section 10-04-02 of the North Dakota Century Code, relating to the definition of security; to amend and reenact

subsection 6 of section 10-04-05 of the 1971 Supplement to the North Dakota Century Code, relating to the exemption of certain securities from registration; to amend and reenact subsections 3, 4, 6, 8, and 9 of section 10-04-06 of the 1971 Supplement to the North Dakota Century Code, relating to certain transactional exemptions from registration; to amend and reenact subsections 2 and 3 of section 10-04-07.1 of the 1971 Supplement to the North Dakota Century Code, relating to registration by announcement; and to repeal all of the language following subsection 12 of section 10-04-06 of the 1971 Supplement to the North Dakota Century Code, relating to suspension and revocation of transactional exemptions.

Introduced by Rep. Herman
Introduction, first reading, 203
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 320
Second reading and final passage, 349
To Senate, 401
Returned to House, passed, 909
Enrolled, 1329
Signed by Speaker, 1330
To Senate, 1330
Returned to House, 1330
Sent to Governor, 1332

House Bill No. 1279. A Bill for an Act to amend and reenact section 10-04-16 of the North Dakota Century Code, relating to orders, injunctions, and prosecutions for violations of Securities Act.

Introduced by Rep. Herman
Introduction, first reading, 203
Referred to Committee on Business and Labor
Reported back, do pass, 320
Second reading and final passage, 350
To Senate, 401
Returned to House, passed, 909
Enrolled, 1138
Signed by Speaker, 1176
To Senate, 1177
Returned to House, 1185
Sent to Governor, 1203
Approved by Governor, 1335

House Bill No. 1280. A Bill for an Act to create and enact sections 39-06-30.1 and 39-06-42.1, and amend and reenact sections 39-06-42, 39-06-51, subsection 1 of section 39-08-01, and section 39-20-04 of the North Dakota Century Code, relating to penalty for driving while license suspended or revoked, moving traffic warnings by enforcement officials, driving under the influence of alcohol or drugs, revocation of driver's license for refusing to submit to chemical test to determine the alcohol content of the blood, recognizing military rules and regulations, and also tribal ordinances dealing with the operation of motor vehicles and giving specific authority to incorporated municipalities to enact ordinances dealing with driving under suspension, cancellation and revocation of a driver's license.

Introduced by Rep. Herman
Introduction, first reading, 203
Referred to Committee on Transportation
Reported back, do pass, 584
Lost, 605-606

House Bill No. 1281. A Bill for an Act to amend and reenact sections 16-17-10 and 16-17-15 of the North Dakota Century Code, relating to adding a vice chairwoman as an officer of the district and state committees.

Introduced by Reps. Kermott, Stone, Lee and Haugland
 Introduction, first reading, 203
 Referred to Committee on State and Federal Government
 Reported back, do pass, 328
 Second reading and final passage, 354
 To Senate, 401
 Returned to House, indefinitely postponed, 1073

House Bill No. 1282. A Bill for an Act to amend and reenact subdivision h of subsection 2 of section 57-37-11 of the North Dakota Century Code, relating to the marital deduction; and to amend and reenact section 57-37-13 of the North Dakota Century Code, relating to the rate of tax upon the estate of decedents.

Introduced by Rep. Dornacker
 Introduction, first reading, 203
 Referred to Committee on Finance and Taxation
 Returned to House, 641
 Withdrawn, 641

House Bill No. 1283. A Bill for an Act to amend and reenact section 11-13-13 of the North Dakota Century Code, relating to the fees charged by county auditors, and providing an exemption for certificates of taxes furnished county registers of deeds.

Introduced by Reps. Mertens and Hildebrand
 Introduction, first reading, 204
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 343
 Second reading and final passage, 371
 To Senate, 425
 Returned to House, passed, 837
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 914
 Returned to House, 915
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1284. A Bill for an Act to provide that county registers of deeds notify county auditors, or send copies to them, of deeds, plats, and vacations of plats, streets, or roads at the time of filing.

Introduced by Reps. Mertens and Hildebrand
 Introduction, first reading, 204
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 343
 Second reading and final passage, 371
 To Senate, 425
 Returned to House, passed, 837
 House concurs, 859
 Second reading and final passage, 884
 Engrossed and enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1334

House Bill No. 1285. A Bill for an Act to create and enact section 39-06-19.1 of the North Dakota Century Code, to provide for the extension of the term of drivers' licenses held by members of the armed forces.

Introduced by Reps. Orange, Langley and Rued
Introduction, first reading, 204
Referred to Committee on Transportation
Reported back, do pass, 365
Second reading and final passage, 388
To Senate, 451
Returned to House, passed, 837
Enrolled, 912
Signed by Speaker, 913
To Senate, 914
Returned to House, 915
Sent to Governor, 915
Approved by Governor, 947

House Bill No. 1286. A Bill for an Act to repeal section 20.1-04-12 of the North Dakota Century Code as contained in section 11 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the time period during which bird dogs may not be trained or permitted to run loose.

Introduced by Rep. Winkjer
Introduction, first reading, 204
Referred to Committee on Natural Resources
Reported back, indefinitely postponed, 365

House Bill No. 1287. A Bill for an Act to require banking institutions and building and loan associations to pay interest on certain escrow accounts.

Introduced by Rep. Rued
Introduction, first reading, 204
Referred to Committee on Industry, Business and Labor
Reported back, indefinitely postponed, 698

House Bill No. 1288. A Bill for an Act to amend and reenact section 62-01-07 of the North Dakota Century Code, relating to licensing of pistols.

Introduced by Reps. Atkinson and Wagner
Introduction, first reading, 204
Referred to Committee on Political Subdivisions
Reported back, indefinitely postponed, 343

House Bill No. 1289. A Bill for an Act to amend and reenact subsections 3 and 4 of section 12-41-14 of the North Dakota Century Code, relating to trespass upon privately owned lands regardless of whether or not they are posted.

Introduced by Rep. Murphy
Introduction, first reading, 204
Referred to Committee on Agriculture
Reported back, indefinitely postponed, 383

House Bill No. 1290. A Bill for an Act to provide that retired teachers may elect benefits under the teachers' fund for retirement, to provide for contributions to the fund, to provide an alternative increase in benefits for annuitants of the teachers' insurance

and retirement fund who elect not to come under the new program, and to provide for an actuarial study of the teachers' fund for retirement.

Introduced by Reps. Hentges, Dornacker and Knudson
 Introduction, first reading, 204
 Referred to Committee on Education
 Reported back, amended, 698
 Not adopted, 734
 Placed on calendar without amendments, 734
 Second reading and final passage, 737
 Clincher, 738
 To Senate, 791
 Returned to House, amended, 1239
 House concurs, 1253
 Rules suspended, properly engrossed, placed on final passage, 1253
 Clincher, 1254
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1291. A Bill for an Act to create and enact section 4-08-10.1 of the North Dakota Century Code, relating to premiums for boys' and girls' clubwork at county achievement days, and providing an appropriation.

Introduced by Reps. Dick, Hentges, Metzger, Weber and Haugland
 Introduction, first reading, 205
 Referred to Committee on Agriculture
 Reported back, do pass, 366
 Re-referred to Committee on Appropriations, 389
 Reported back, amended, 561
 Amendments adopted, 578
 Engrossed, 602
 Second reading and final passage, 606
 To Senate, 683
 Returned to House, amended, 958
 House does not concur, 962
 Conference Committee:
 House, 969
 Senate, 1025
 Conference Committee report:
 House adopts, 1244
 Amendments adopted, 1317
 Rules suspended, properly re-engrossed, placed on calendar, 1317
 Second reading and final passage, 1322
 Clincher, 1323
 Conference Committee report:
 Senate adopts, 1336
 Enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1292. A Bill for an Act relating to attachments of stickers and advertising devices to motor vehicles, and providing a penalty.

Introduced by Rep. Raymond
 Introduction, first reading, 205
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 366

House Bill No. 1293. A Bill for an Act to amend and reenact subsection 1 of section 6-08-16, and sections 6-08-16.1 and 12-38-07 of the North Dakota Century Code, relating to checks negotiated upon premises licensed for the sale of alcoholic beverages.

Introduced by Reps. Winkjer and Hartl
 Introduction, first reading, 205
 Referred to Committee on Industry, Business and Labor
 Returned to House, 285
 Withdrawn, 285

House Bill No. 1294. A Bill for an Act to create and enact section 15-47-22.1, and to amend and reenact section 15-47-22 of the North Dakota Century Code, relating to inspection of pupils and health certificates for school district employees.

Introduced by Reps. Leibhan and Larson
 Introduction, first reading, 205
 Referred to Committee on Social Welfare
 Reported back, indefinitely postponed, 366

House Bill No. 1295. A Bill for an Act to amend and reenact subsection C of section 52-09-08 of the North Dakota Century Code, to provide a limitation on levies for social security.

Introduced by Reps. Murphy, Olin and R. Christensen
 Introduction, first reading, 205
 Referred to Committee on Political Subdivisions
 Reported back, amended, 584
 Amendments adopted, 603
 Engrossed, 619
 Second reading and final passage, 622
 Returned to House, passed, 932
 Enrolled, 1016
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1296. A Bill for an Act to amend and reenact section 15-29-13 of the North Dakota Century Code relating to the incidental revolving fund of school districts.

Introduced by Reps. Larson and McGauvran
 Introduction, first reading, 205
 Referred to Committee on Education
 Returned to House, 563
 Withdrawn, 563

House Bill No. 1297. A Bill for an Act to amend and reenact section 15-38.1-02 of the North Dakota Century Code, to include institutions of higher learning and state schools under the director of institutions within professional negotiations law.

Introduced by Reps. Eagles and Dotzenrod
 Introduction, first reading, 205
 Referred to Committee on State and Federal Government
 Re-referred to Committee on Education, 317
 Reported back, indefinitely postponed, 661

House Bill No. 1298. A Bill for an Act to amend and reenact sections 23-15-01 and 23-15-02 of the North Dakota Century Code, relating to the definition of "fireworks" and prohibitions on their

use; and to repeal sections 23-15-03 and 23-15-04 of the North Dakota Century Code, relating to public displays of fireworks and exceptions to the permit requirement.

Introduced by Rep. Eagles
Introduction, first reading, 205
Referred to Committee on Social Welfare
Reported back, do pass, 460
Lost, 480

House Bill No. 1299. A Bill for an Act to provide for a special mill levy for county law enforcement services.

Introduced by Rep. Froeber
Introduction, first reading, 205
Referred to Committee on Political Subdivisions
Reported back, indefinitely postponed, 366

House Bill No. 1300. A Bill for an Act to amend and reenact sections 58-04-10, 58-05-02, and 58-05-18 of the North Dakota Century Code, relating to the appointment of township assessors; and to repeal section 58-09-01 of the North Dakota Century Code, relating to the requirement that township assessors be electors and owners of property in their township.

Introduced by Reprs. Hentges and Dornacker
Introduction, first reading, 206
Referred to Committee on Political Subdivisions
Reported back, do pass, 558
Second reading and final passage, 589
To Senate, 621
Returned to House, amended, 958-959
House concurs, 962
Second reading and final passage, 1010
Engrossed and enrolled, 1459
Signed by Speaker, 1460
To Senate, 1461
Returned to House, 1462
Sent to Governor, 1464

House Bill No. 1301. A Bill for an Act to create and enact section 47-16-15.1 of the North Dakota Century Code, providing that it is a misdemeanor for a tenant to vacate a rented dwelling unit if the unit is damaged as a result.

Introduced by Reprs. Hentges and Kloubec
Introduction, first reading, 205
Referred to Committee on Industry, Business and Labor
Reported back, indefinitely postponed, 287

House Bill No. 1302. A Bill for an Act to amend and reenact section 15-47-14, to provide that school districts' employees who continue to work instead of attending education association meetings shall be entitled to their regular salary.

Introduced by Reprs. Jaeger, Grubb and Matheny
Introduction, first reading, 206
Referred to Committee on Education
Reported back, indefinitely postponed, 343
Substitute motion to place on calendar failed, 343

House Bill No. 1303. A Bill for an Act to provide reimbursement by the state of certain election costs incurred by the counties in statewide and special elections.

Introduced by Rep. Rice
 Introduction, first reading, 209
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 588

House Bill No. 1304. A Bill for an Act to amend and reenact subsections 2 and 3 of section 57-37-24 of the North Dakota Century Code, relating to collection and distribution of estate taxes.

Introduced by Rep. Rice
 Introduction, first reading, 209
 Referred to Committee on Finance and Taxation
 Reported back, amended, 644
 Amendments adopted, 686
 Engrossed, 733
 Second reading and final passage, 743
 Clincher, 744
 To Senate, 792
 Returned to House, amended, 1006
 House does not concur, 1035
 Reconsidered action by which House did not concur, 1070
 House concurs, 1070
 Second reading and final passage, 1119
 Engrossed and enrolled, 1454
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1305. A Bill for an Act to amend and reenact section 16-10-12 of the North Dakota Century Code, relating to the appointment and qualifications of poll clerks of elections.

Introduced by Rep. Rice
 Introduction, first reading, 209
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 413

House Bill No. 1306. A Bill for an Act to amend and reenact section 27-11-05 of the North Dakota Century Code, relating to legal education, requirements for admission to the bar, and eliminating bar examination requirements for graduates of the university of North Dakota school of law, and declaring an emergency.

Introduced by Reps. Royse and Atkinson
 Introduction, first reading, 209
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 498

House Bill No. 1307. A Bill for an Act to suspend the county mill levy for schools for 1973 and 1974, to provide that the state make the entire equalization program payment, to declare legislative intent; and providing an appropriation.

Introduced by Rep. Dornacker
 Introduction, first reading, 210
 Referred to Committee on Finance and Taxation
 Reported back, amended, 644
 Amendments adopted, 686
 Re-referred to Committee on Appropriations, 686
 Reported back, without recommendation, 698
 Lost, 744

House Bill No. 1308. A Bill for an Act to create and enact a new subsection to section 20.1-02-05 of the North Dakota Century Code as contained in section 9 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to power of the commissioner to invest game and fish department reserve funds.

Introduced by Rep. Weber
 Introduction, first reading, 210
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 344

House Bill No. 1309. A Bill for an Act to amend and reenact section 63-01.1-10 and subsection 2 of section 63-01.1-11 of the North Dakota Century Code, relating to notice of weed cutting and providing that the board of county commissioners publish and pay for such notice.

Introduced by Rep. Larson
 Introduction, first reading, 210
 Referred to Committee on Agriculture
 Reported back, do pass, 366
 Second reading and final passage, 389
 To Senate, 451
 Returned to House, passed, 837
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 914
 Returned to House, 915
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1310. 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 Rep. Metzger
 Introduction, first reading, 210
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 540

House Bill No. 1311. A Bill for an Act to require that mobile home owners report each movement of a registered mobile home from one location to another to the director of tax equalization of the county from which the mobile home is to be moved; and providing a penalty.

Introduced by Reps. Larson and Lodoen
 Introduction, first reading, 210
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 437

House Bill No. 1312. A Bill for an Act to amend and reenact subsection 4 of section 57-24-03, section 57-24-07, subsection 2 of section 57-24-12, and section 57-28-06 of the North Dakota Century Code, relating to advertising costs of notice of sale of land for delinquent taxes, and to the cost of publication of notice of expiration of redemption period.

Introduced by Rep. K. Johnson
 Introduction, first reading, 210
 Referred to Committee on Finance and Taxation

Reported back, do pass, 405
 Second reading and final passage, 429
 To Senate, 474
 Returned to House, passed, 1025
 Enrolled, 1329
 Signed by Speaker, 1329
 To Senate, 1329
 Returned to House, 1330
 Sent to Governor, 1332

House Bill No. 1313. 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, 21-04-14, 21-04-15, 21-04-16, 21-04-17, 21-04-18, and section 21-04-21 of the North Dakota Century Code, to include savings and loan associations within class of depositories for public funds.

Introduced by Reps. Hentges, Martinson, Rau and Froeber
 Introduction, first reading, 222
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 661

House Bill No. 1314. A Bill for an Act to provide for a home-stead credit; to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to property tax credits for persons sixty-five years of age or older with limited income; providing for an appropriation; and providing for an effective date.

Introduced by Reps. Dornacker and Backes
 Introduction, first reading, 222
 Referred to Committee on Finance and Taxation
 Reported back, amended, 558-559
 Amendments adopted, 578
 Re-referred to Committee on Appropriations, 578
 Engrossed, 602
 Reported back, amended, 716
 Statement of purpose of amendment, 716
 Amendments adopted, 734
 Re-engrossed, 765
 Second reading and final passage, 773
 Clincher, 773
 To Senate, 792
 Returned to House, amended, 1241-1242
 Re-referred to Committee on Appropriations, 1251
 Reported back, Senate amendments be laid on table, 1301
 Substitute motion that the House do concur prevailed, 1301
 Rules suspended, properly re-engrossed, placed on final passage, 1302
 Clincher, 1303
 Engrossed and enrolled, 1459
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1462
 Sent to Governor, 1464

House Bill No. 1315. 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.

Introduced by Reps. Kermott and Jacob
 Introduction, first reading, 228
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 437
 Second reading and final passage, 455
 To Senate, 490
 Returned to House, passed, 909
 Enrolled, 1329
 Signed by Speaker, 1330
 To Senate, 1330
 Returned to House, 1330
 Sent to Governor, 1332

House Bill No. 1316. A Bill for an Act to give boards of county commissioners authority to approve or disapprove the sale of any public or private lands in the counties to certain groups and individuals.

Introduced by Rep. Grubb
 Introduction, first reading, 228
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 460

House Bill No. 1317. A Bill for an Act to create and enact sections 26-26-16, 26-26-17, 26-26-18, 26-26-19, 26-26-20, 26-26-21, 26-27-16, 26-27-17, 26-27-18, 26-27-19, 26-27-20, 26-27-21, 26-27-22, 26-27.1-21, 26-27.1-22, 26-27.1-23, 26-27.1-24, 26-27.1-25, 26-27.1-26, 26-27.2-20, 26-27.2-21, 26-27.2-22, 26-27.2-23, 26-27.2-24, and 26-27.2-25 of the North Dakota Century Code, relating to hospital, medical, vision, and dental service corporations and the insurance commissioner's approval of rates, rating systems, and rating formulas; to rate filing procedures; to rate filing disapproval; to information furnished subscribers and subscriber hearings; to the giving of false or misleading information, making this a misdemeanor, and providing a penalty; to hearing procedures and judicial review; and to amend and reenact sections 26-26-04, 26-27-03, 26-27-05, 26-27.1-05, and 26-27.2-05 of the North Dakota Century Code, relating to the boards of directors of medical, hospital, dental, and vision service corporations and to services by non-participating physicians; and to repeal section 26-26-10 of the North Dakota Century Code, relating to the approval by the commissioner of hospital service plan operating costs.

Introduced by Reps. Gackle, Orange, Metzger, Lundene and Atkinson
 Introduction, first reading, 228
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 698-699
 Amendments adopted, 734
 Engrossed, 765
 Second reading and final passage, 773
 Clincher, 774
 To Senate, 792
 Returned to House, amended, 1150
 House concurs, 1150
 Reconsidered action by which House did concur, 1185
 House does not concur, 1185
 Conference Committee:
 House, 1193
 Senate, 1237
 Substitute motion not to adopt Conference Committee report prevailed, 1426
 Conference Committee:
 House, 1427

Senate, 1444
 Conference Committee report:
 House adopts, 1445
 Senate adopts, 1447
 Rules suspended, properly re-engrossed, placed on final passage,
 1446
 Second reading and final passage, 1446
 Clincher, 1447
 Engrossed and enrolled, 1458
 Signed by Speaker, 1461
 To Senate, 1462
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1318. 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 Rep. Lundene
 Introduction, first reading, 229
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 383

House Bill No. 1319. A Bill for an Act to provide for the leasing of certain state lands to the city of Dunseith for use as a golf course and for other recreational purposes.

Introduced by Reps. Solberg and Wilkie
 Introduction, first reading, 229
 Referred to Committee on State and Federal Government
 Reported back, do pass, 344
 Second reading and final passage, 373
 To Senate, 425
 Returned to House, passed, 877
 Enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1335

House Bill No. 1320. A Bill for an Act to amend and reenact subsection 1 of section 57-57-01 and sections 57-57-02, 57-57-03, 57-57-05, 57-57-06, 57-57-07, and 57-57-08 of the North Dakota Century Code, to change the native woodland tax to a woodland tax which applies to both natural and planted forest covers.

Introduced by Rep. Fleming
 Introduction, first reading, 229
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 518
 Second reading and final passage, 544
 To Senate, 598
 Returned to House, passed, 877
 Enrolled, 1207
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1334

House Bill No. 1321. A Bill for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041 of the forty-third legislative assembly, relating to the service fee received by agents who sell hunting and fishing licenses and stamps.

Introduced by Rep. Fleming
 Introduction, first reading, 229
 Referred to Committee on Natural Resources
 Reported back, amended, 384
 Amendments adopted, 404
 Engrossed, 422
 Second reading and final passage, 424
 To Senate, 474
 Returned to House, passed, 837
 Enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1322. A Bill for an Act to amend and reenact subsection 6 of section 57-02-11 of the North Dakota Century Code, relating to annual assessments of real property.

Introduced by Reps. Gackle, Weber and Stoltenow
 Introduction, first reading, 229
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 699

House Bill No. 1323. A Bill for an Act to require the state to pay the costs of statewide special elections.

Introduced by Rep. Fleming
 Introduction, first reading, 229
 Referred to Committee on Judiciary
 Reported back, re-referred, 437
 Re-referred to Committee on Appropriations, 437
 Reported back, do pass, 562
 Second reading and final passage, 589
 To Senate, 621
 Returned to House, indefinitely postponed, 1006

House Bill No. 1324. A Bill for an Act to amend and reenact section 57-38-36 of the North Dakota Century Code, relating to the payment of income tax in quarterly installments.

Introduced by Rep. Dornacker
 Introduction, first reading, 229
 Referred to Committee on Finance and Taxation
 Reported back, amended, 320
 Amendments adopted, 336
 Engrossed, 359
 Second reading and final passage, 372
 To Senate, 425
 Returned to House, passed, 878
 Enrolled, 1138
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203

House Bill No. 1325. A Bill for an Act to amend and reenact subsection 9 of section 20.1-01-02 and section 20.1-07-03 of the North Dakota Century Code as contained in sections 8 and 14 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the removal of coyotes from the protected list of fur-bearing animals.

Introduced by Rep. Murphy
 Introduction, first reading, 230
 Referred to Committee on Natural Resources
 Reported back, do pass, 366
 Motion to re-refer to Committee on Natural Resources failed, 390
 Second reading and final passage, 390
 To Senate, 451
 Returned to House, indefinitely postponed, 837

House Bill No. 1326. A Bill for an Act to provide for the designation of arterial sidewalks; and to amend and reenact section 40-29-05 of the North Dakota Century Code, relating to the expense of constructing, repairing, or rebuilding sidewalks.

Introduced by Rep. Weber
 Introduction, first reading, 230
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 485

House Bill No. 1327. 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 Reps. K. Johnson, Stoltenow, Erickson and Langley
 Introduction, first reading, 258
 Referred to Committee on Agriculture
 Reported back, do pass, 584
 Floor amendments, 607
 Rules suspended, properly engrossed, placed on final passage, 607
 To Senate, 723
 Returned to House, amended, 1112
 House Concur, 1144
 Second reading and final passage, 1190
 Clincher, 1191
 Enrolled, 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1328. A Bill for an Act to amend and reenact section 12-46-04 of the North Dakota Century Code, relating to appointment and removal of officers at the state training school.

Introduced by Committee on State and Federal Government
 Introduction, first reading, 258
 Referred to Committee on State and Federal Government
 Reported back, do pass, 328
 Second reading and final passage, 354
 To Senate, 401
 Returned to House, amended, 878
 House does not concur, 907
 Conference Committee:
 House, 907
 Senate, 935-936
 Conference Committee report:
 House adopts, 1013
 Senate adopts, 1037
 Enrolled, 1382

Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1329. A Bill for an Act to create and enact section 11-18-15 of the North Dakota Century Code, relating to the seal on notarized documents filed with a register of deeds, and to amend and reenact subsection 1 of section 44-06-04 of the North Dakota Century Code, relating to the filing of a notary's seal with the secretary of state.

Introduced by Rep. Winkjer
 Introduction, first reading, 258
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 460
 Second reading and final passage, 485-486
 To Senate, 530
 Returned to House, passed, 837
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 914
 Returned to House, 915
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1330. A Bill for an Act to amend and reenact section 40-23-02 of the North Dakota Century Code, relating to compensation of the special assessment commission members.

Introduced by Reps. Backlin and Metzger
 Introduction, first reading, 258
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 460
 Second reading and final passage, 486
 To Senate, 530
 Returned to House, passed, 837
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 914
 Returned to House, 915
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1331. A Bill for an Act to amend and reenact section 60-02-17 of the North Dakota Century Code, relating to grain and seed warehouses, and regulations covering redelivery charges for all grain.

Introduced by Reps. Ganser and Solberg
 Introduction, first reading, 258
 Referred to Committee on Agriculture
 Reported back, do pass, 559
 Amendments adopted, 1354
 Second reading and final passage, 590
 To Senate, 621
 Returned to House, amended, 1200
 House does not concur, 1258
 Conference Committee:
 House, 1267
 Senate, 1337
 Conference Committee report:
 House adopts, 1353
 Second reading and final passage, 1354

Clincher, 1355
 Conference Committee report:
 Senate adopts, 1390
 Engrossed and enrolled, 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1332. A Bill for an Act to amend and reenact section 40-08-10 of the North Dakota Century Code, relating to conduct of regular meetings which fall upon a holiday.

Introduced by Rep. Metzger
 Introduction, first reading, 258
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 481
 Second reading and final passage, 503
 To Senate, 552
 Returned to House, passed, 837
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 914
 Returned to House, 914
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1333. A Bill for an Act to amend and reenact section 60-02-17 of the North Dakota Century Code, relating to grain and seed warehouses, and various warehouse regulations governing charges for storage.

Introduced by Reps. Ganser and Solberg
 Introduction, first reading, 259
 Referred to Committee on Agriculture
 Reported back, do pass, 559
 Second reading and final passage, 591
 To Senate, 621
 Returned to House, indefinitely postponed, 1158

House Bill No. 1334. A Bill for an Act to amend and reenact subsection 3 of section 57-37-21 of the North Dakota Century Code, relating to alternate valuation date for estate tax purposes, and declaring an emergency.

Introduced by Rep. Kretschmar
 Introduction, first reading, 259
 Referred to Committee on Finance and Taxation
 Reported back, amended, 400
 Amendments adopted, 414
 Engrossed, 429
 Second reading and final passage, 448
 Emergency clause carried, 449
 To Senate, 490
 Returned to House, passed, 878
 Enrolled, 1207
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1334

House Bill No. 1335. A Bill for an Act to amend and reenact section 54-52.1-06 of the North Dakota Century Code, relating to state contributions for state employees' health insurance programs.

Introduced by Reps. Orange, Metzger and Gengler
Introduction, first reading, 259
Referred to Committee on State and Federal Government
Reported back, indefinitely postponed, 413

House Bill No. 1336. A Bill for an Act to create and enact section 28-32-03.1 and to amend and reenact section 28-32-03 of the North Dakota Century Code, relating to the publication and distribution of administrative agency rules and regulations.

Introduced by Rep. Winkjer
Introduction, first reading, 259
Referred to Committee on State and Federal Government
Reported back, indefinitely postponed, 437

House Bill No. 1337. A Bill for an Act to amend and reenact section 54-06-14 of the North Dakota Century Code, relating to annual leave and sick pay for state employees.

Introduced by Reps. Orange, Metzger and Gengler
Introduction, first reading, 259
Referred to Committee on State and Federal Government
Reported back, amended, 703
Amendments adopted, 734
Engrossed, 765
Second reading and final passage, 774
Reconsidered, 789
Lost, 789

House Bill No. 1338. A Bill for an Act to amend and reenact subsection 12 of section 57-02-08 and sections 57-35-06 and 57-35.1-02 of the North Dakota Century Code, relating to mobile homes owned by banks and savings and loan institutions; and to repeal section 57-02-26.1 of the North Dakota Century Code.

Introduced by Rep. Wagner
Introduction, first reading, 259
Referred to Committee on Finance and Taxation
Reported back, do pass, 609
Second reading and final passage, 669
To Senate, 761
Returned to House, passed, 969
Enrolled, 1329
Signed by Speaker, 1330
To Senate, 1330
Returned to House, 1330
Sent to Governor, 1332

House Bill No. 1339. A Bill for an Act to amend and reenact section 54-06-09 of the North Dakota Century Code, relating to mileage and travel expense of state officers and employees.

Introduced by Reps. Wagner and A. Hausauer
Introduction, first reading, 259
Referred to Committee on State and Federal Government
Reported back, amended, 437
Amendments adopted, 453
Engrossed, 470

Second reading and final passage, 470
 To Senate, 502
 Returned to House, amended, 1200-1201
 House does not concur, 1257
 Conference Committee:
 House, 1310
 Senate, 1313
 Conference Committee report:
 House adopts, 1387
 Amendments adopted, 1387
 Rules suspended, properly re-engrossed, placed on final passage,
 1387
 Clincher, 1388
 Conference Committee report:
 Senate adopts, 1408
 Enrolled, 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1340. A Bill for an Act to amend and reenact sections 57-55-01.1 and 57-55-03 of the North Dakota Century Code, relating to the date when the mobile home tax becomes due and delinquent, and also provides for a discount, penalty and interest.

Introduced by Rep. Wagner
 Introduction, first reading, 259
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 633

House Bill No. 1341. A Bill for an Act to create and enact section 44-08-04.1 of the North Dakota Century Code, relating to per diem allowance for long term travel status; to amend and reenact sections 44-08-04 and 44-08-05 of the North Dakota Century Code, relating to expenses and allowances for state officials and employees while performing duties away from their normal working and living residence; providing a penalty; and declaring an emergency.

Introduced by Reps. Wagner, Backlin and A. Hausauer
 Introduction, first reading, 259
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 414

House Bill No. 1342. A Bill for an Act to amend and reenact section 57-37-24 of the North Dakota Century Code, to provide for the distribution of a portion of estate taxes to townships.

Introduced by Rep. Tinjum
 Introduction, first reading, 260
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 405
 Second reading and final passage, 430
 To Senate, 474
 Returned to House, indefinitely postponed, 837

House Bill No. 1343. A Bill for an Act to create and enact three new subsections to section 39-04-01 of the North Dakota Century Code, relating to definitions of special interest vehicles, and parts cars and their owners; and to amend and reenact section 39-04-43 of the North Dakota Century Code, relating to licensing of antique automobiles.

Introduced by Reps. Lundene and Larson
 Introduction, first reading, 260
 Referred to Committee on Transportation
 Reported back, indefinitely postponed on a division vote, 562

House Bill No. 1344. A Bill for an Act to amend and reenact subsection A of section 11-18-05 of the North Dakota Century Code, relating to fees charged by registers of deeds.

Introduced by Rep. Laughlin
 Introduction, first reading, 260
 Referred to Committee on Political Subdivisions
 Reported back, amended, 584-585
 Amendments adopted, 603
 Engrossed, 619
 Second reading and final passage, 622
 To Senate, 723
 Returned to House, amended, 1200
 House concurs, 1257
 Rules suspended, properly re-engrossed, placed on final passage, 1257
 Clincher, 1258
 Enrolled, 1459
 Engrossed and Enrolled, 1459
 Signed by Speaker, 1461
 To Senate, 1462
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1345. 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 rate and minimum tax assessable for the business privilege tax.

Introduced by Rep. Dornacker
 Introduction, first reading, 275
 Referred to Committee on Finance and Taxation
 Reported back, amended, 703-704
 Amendments adopted, 734
 Engrossed, 765
 Lost for want of a constitutional majority, 775-776

House Bill No. 1346. A Bill for an Act to repeal section 43-13-29 of the North Dakota Century Code, relating to the prohibition of advertising of optical appliances or visual services.

Introduced by Rep. Jacob
 Introduction, first reading, 275
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 540
 Substitute motion to place on calendar prevailed, 540
 Lost, 567-568

House Bill No. 1347. A Bill for an Act to amend and reenact subsection 2 of section 27-09.1-06 of the North Dakota Century Code relating to the selection of jurors for the master jury wheel.

Introduced by Rep. Winkjer
 Introduction, first reading, 275
 Referred to Committee on Judiciary
 Reported back, do pass, 609
 Second reading and final passage, 669-670

To Senate, 761
 Returned to House, passed, 969
 Enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1335

House Bill No. 1348. A Bill for an Act to amend and reenact sections 54-34.2-01, 54-34.2-02, 54-34.2-03, 54-34.2-04, and 54-34.2-05 of the North Century Code, relating to the administration and purpose of the Indian development fund.

Introduced by Rep. Raymond
 Introduction, first reading, 276
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 438

House Bill No. 1349. A Bill for an Act to provide for an office of consumer affairs; and providing an appropriation.

Introduced by Rep. Raymond
 Introduction, first reading, 276
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 540
 Substitute motion to re-refer to Committee on Appropriations failed, 540

House Bill No. 1350. A Bill for an Act to provide for a special education levy in school districts.

Introduced by Rep. Erickson
 Introduction, first reading, 276
 Referred to Committee on Education
 Reported back, amended, 536
 Amendments adopted, 555
 Engrossed, 577
 Re-referred to Committee on Education, 591
 Reported back, amended, 633
 Amendments adopted, 651
 Re-engrossed, 685
 Second reading and final passage, 726
 To Senate, 791
 Returned to House, amended, 1201-1202
 Statement of purpose of amendment, 1202
 House does not concur, 1254
 Conference Committee:
 House, 1267
 Senate, 1292
 Conference Committee report:
 House adopts, 1355
 Amendments adopted, 1355
 Rules suspended, properly re-engrossed, placed on final passage, 1355
 Clincher, 1356
 Conference Committee reports:
 Senate adopts, 1390
 Enrolled, 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1351. A Bill for an Act to amend and reenact section 6-09-29 of the North Dakota Century Code, relating to audits and examinations of the state bank of North Dakota, and providing an appropriation.

Introduced by Rep. Kloubec
 Introduction, first reading, 276
 Referred to Committee on State and Federal Government
 Reported back, amended, 460-461
 Amendments adopted, 479
 Engrossed, 493
 Second reading and final passage, 504
 To Senate, 552
 Returned to House, amended, 1201
 House does not concur, 1254
 Conference Committee:
 House, 1267
 Senate, 1293
 Conference Committee report:
 House adopts, 1388
 Rules suspended, properly re-engrossed, placed on final passage,
 1388
 Clincher, 1389
 Conference Committee report:
 Senate adopts, 1408
 Enrolled, 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1352. A Bill for an Act to amend and reenact section 40-51.2-06, subsection 3 of section 40-51.2-07, and sections 40-51.2-16 and 57-02-27 of the North Dakota Century Code, relating to continued classification as agricultural lands for tax purposes of agriculture areas annexed to cities.

Introduced by Reps. Strinden and Hentges
 Introduction, first reading, 276
 Referred to Committee on Political Subdivisions
 Reported back, amended, 585
 Amendments adopted, 603
 Engrossed, 619
 Second reading and final passage, 623
 To Senate, 723
 Returned to House, passed, 932
 Rules suspended, properly engrossed, placed on final passage, 623
 Enrolled, 1329
 Signed by Speaker, 1330
 To Senate, 1330
 Returned to House, 1330
 Sent to Governor, 1332

House Bill No. 1353. A Bill for an Act to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to a definition of real property; and declaring an emergency.

Introduced by Rep. Dornacker
 Introduction, first reading, 276
 Referred to Committee on Finance and Taxation
 Reported back, amended, 704
 Amendments adopted, 734
 Engrossed, 765

Second reading and final passage, 776
Clincher, 776
Emergency clause carried, 776
To Senate, 792
Returned to House, indefinitely postponed, 1158

House Bill No. 1354. A Bill for an Act to amend and reenact subsection 1 of section 39-10-14 of the North Dakota Century Code, relating to driving on the left side of roadways at intersections.

Introduced by Rep. Metzger
Introduction, first reading, 276
Referred to Committee on Transportation
Reported back, indefinitely postponed, 498

House Bill No. 1355. A Bill for an Act relating to time for political subdivisions to file claims for refunds of motor fuel taxes for the year 1971.

Introduced by Rep. Dornacker
Introduction, first reading, 276
Referred to Committee on Transportation
Reported back, indefinitely postponed, 563

House Bill No. 1356. A Bill for an Act to prevent unfair competition and unfair trade practices in the sale of cigarettes; to prohibit sales of cigarettes below cost; to protect and stabilize the collection of taxes on the sale of cigarettes and revenues from the licensing of persons engaged in the sale of cigarettes; to confer powers and impose duties on the state tax commissioner and on persons as herein defined, engaged in the sale of cigarettes at retail or wholesale; and providing remedies and imposing penalties for violations thereof.

Introduced by Reps. Rice, Kermott and Froeber
Introduction, first reading, 276
Referred to Committee on Industry, Business and Labor
Reported back, indefinitely postponed, 438

House Bill No. 1357. A Bill for an Act to amend and reenact section 20.1-03-11 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to special permits to hunt mule deer.

Introduced by Rep. Metzger
Introduction, first reading, 277
Referred to Committee on Natural Resources
Reported back, do pass, 518
Second reading and final passage, 545
To Senate, 598
Returned to House, amended, 959
House does not concur, 962
Conference Committee:
House, 969
Senate, 1025
Conference Committee report:
House adopts, 1367
Senate amendments laid on table, 1368

House Bill No. 1358. A Bill for an Act to amend and reenact section 24-08-01 of the North Dakota Century Code, relating to construction of bridges by the board of county commissioners and raising the amount below which no bids need be accepted.

Introduced by Reps. Tweten and Weber
 Introduction, first reading, 277
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 461

House Bill No. 1359. A Bill for an Act to create provisions allowing courts to enjoin or restrain strikes by agricultural employees during the harvest season and to provide compulsory mediation of these labor disputes; and to amend and reenact section 34-08-14 of the North Dakota Century Code, relating to the mediation powers of the labor commissioner.

Introduced by Reps. Tweten, Kingsbury, Gunderson and Dotzenrod
 Introduction, first reading, 277
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 498
 Substitute motion to place on calendar failed, 498
 Substitute motion to re-refer to Committee on Judiciary prevailed, 498
 Re-referred to Committee on Judiciary, 498
 Reported back, divided, 704
 Majority to amend, 704
 Minority to indefinitely postpone, 705
 Report of majority adopted on roll call vote, 705-706
 Amendments adopted, 734
 Engrossed, 765
 Motion to place at foot of calendar prevailed, 776
 Lost, 785

House Bill No. 1360. A Bill for an Act to amend and reenact section 26-17-01.7 of the North Dakota Century Code, relating to the issuance of a license to a nonresident insurance agent.

Introduced by Reps. Kloubec and Lodoen
 Introduction, first reading, 277
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 497
 Second reading and final passage, 523
 To Senate, 574
 Returned to House, passed, 969
 Enrolled, 1329
 Signed by Speaker, 1330
 To Senate, 1330
 Returned to House, 1330
 Sent to Governor, 1331

House Bill No. 1361. A Bill for an Act to amend and reenact section 26-17-06 of the North Dakota Century Code, relating to the issuance of insurance agent's license and the requirement of underwriter's license.

Introduced by Reps. Kloubec and Lodoen
 Introduction, first reading, 277
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 497
 Second reading and final passage, 524
 To Senate, 574
 Returned to House, passed, 969
 Enrolled, 1329
 Signed by Speaker, 1330
 To Senate, 1330
 Returned to House, 1330
 Sent to Governor, 1332

House Bill No. 1362. A Bill for an Act to amend and reenact section 15-40.2-12 of the North Dakota Century Code, relating to a sixty-mill levy for tuition charges, and providing that excess tuition owed may be paid out of the general fund of the school district.

Introduced by Rep. Murphy
Introduction, first reading, 277
Referred to Committee on Education
Reported back, indefinitely postponed, 661

House Bill No. 1363. A bill for an Act to amend and reenact section 23-01-02 of the North Dakota Century Code, relating to membership and composition of the state health council.

Introduced by Rep. Miedema
Introduction, first reading, 277
Referred to Committee on Social Welfare
Reported back, amended, 585
Amendments adopted, 603
Engrossed, 619
Second reading and final passage, 624
To Senate, 723
Returned to House, passed, 956
Enrolled, 1329
Signed by Speaker, 1330
To Senate, 1330
Returned to House, 1330
Sent to Governor, 1332

House Bill No. 1364. A Bill for an Act to create and enact section 26-13-19 of the North Dakota Century Code and to amend section 26-27-10 of the North Dakota Century Code relating to discrimination against doctors of chiropraxy and to participation by doctors of chiropraxy in nonprofit medical service corporations.

Introduced by Reps. LaGrave, Martinson, Froeber, Lee and Laske
Introduction, first reading, 277
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 438
Second reading and final passage, 456
To Senate, 490
Returned to House, indefinitely postponed, 762

House Bill No. 1365. A Bill for an Act to provide requirements for qualifying for state matching funds to assist county weather modification authorities created under chapter 2-07; and to provide an appropriation.

Introduced by Reps. R. Christensen, Haugland and Livingston
Introduction, first reading, 278
Referred to Committee on Political Subdivisions
Re-referred to Committee on Appropriations, 359
Reported back, indefinitely postponed, 588

House Bill No. 1366. A Bill for an Act to amend and reenact section 57-19-09 of the North Dakota Century Code, relating to the discontinuance and transfer of school district special reserve funds.

Introduced by Rep. Fleming
Introduction, first reading, 278
Referred to Committee on Education
Reported back, amended, 537

Amendments adopted, 555
 Engrossed, 569
 Second reading and final passage, 569
 To Senate, 621
 Returned to House, passed, 909
 Enrolled, 1016
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1367. A Bill for an Act to amend and reenact section 15-40.2-05 of the North Dakota Century Code, relating to application of a parent or guardian for payment of tuition by a school district.

Introduced by Rep. Fleming
 Introduction, first reading, 278
 Referred to Committee on Education
 Reported back, amended, 438
 Amendments adopted, 453
 Engrossed, 471
 Second reading and final passage, 471
 To Senate, 502
 Returned to House, passed, 837
 Enrolled, 1016
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1106

House Bill No. 1368. A Bill for an Act to create and enact section 33-12-23.1 of the North Dakota Century Code, providing that county justices may instruct juries in criminal cases.

Introduced by Rep. Fleming
 Introduction, first reading, 278
 Referred to Committee on Judiciary
 Reported back, do pass, 609
 Second reading and final passage, 670
 To Senate, 761
 Returned to House, passed, 969
 Enrolled, 1207
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1335

House Bill No. 1369. A Bill for an Act to create and enact section 27-18-07 of the North Dakota Century Code, authorizing the board of county commissioners to appoint an alternate county justice.

Introduced by Rep. Fleming
 Introduction, first reading, 278
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 461
 Second reading and final passage, 487
 To Senate, 530
 Returned to House, passed, 838

Enrolled, 912
 Signed by Speaker, 913
 To Senate, 914
 Returned to House, 914
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1370. A Bill for an Act to amend and reenact section 6-03-34 of the North Dakota Century Code, relating to requirements for bank surplus fund.

Introduced by Reps. Jenkins and Lodoen
 Introduction, first reading, 278
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 438
 Second reading and final passage, 457
 To Senate, 490
 Returned to House, passed, 878
 Enrolled, 1138
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1335

House Bill No. 1371. A Bill for an Act to repeal section 9-11-09 of the North Dakota Century Code, relating to assignment of accounts receivable.

Introduced by Reps. Jenkins and Lodoen
 Introduction, first reading, 278
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 438
 Second reading and final passage, 458
 To Senate, 490
 Returned to House, passed, 878
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1372. A Bill for an Act to provide for an additional two-mill levy for county welfare purposes.

Introduced by Rep. Laughlin
 Introduction, first reading, 278
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 481
 Re-referred to Committee on Political Subdivisions, 504
 Reported back, amended, 585
 Amendments adopted, 603
 Engrossed, 619
 Second reading and final passage, 624
 To Senate, 723
 Returned to House, passed, 1058
 Enrolled, 1454
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1373. A Bill for an Act to amend and reenact section 57-50-01 of the North Dakota Century Code, relating to refunds of motor vehicle fuel taxes for vehicles used for agricultural or industrial purposes.

Introduced by Rep. A. Hausauer
Introduction, first reading, 278
Referred to Committee on Transportation
Reported back, indefinitely postponed, 461

House Bill No. 1374. A Bill for an Act to repeal section 26-10-18 of the North Dakota Century Code, relating to payment of avails of life insurance policies or mutual aid or benevolent society contracts.

Introduced by Reps. Jenkins and Lodoen
Introduction, first reading, 279
Referred to Committee on Industry, Business and Labor
Reported back, indefinitely postponed, 706

House Bill No. 1375. A Bill for an Act to provide for the issuance of limited operators' licenses to drivers whose motor vehicle operators' licenses have been suspended or revoked.

Introduced by Rep. Hentges
Introduction, first reading, 279
Referred to Committee on Transportation
Reported back, indefinitely postponed, 564

House Bill No. 1376. A Bill for an Act to create a state energy commission and to set forth its membership, powers, and duties; to provide an appropriation; to provide a penalty; and to declare an emergency.

Introduced by Reps. Dornacker and Streibel
Introduction, first reading, 279
Referred to Committee on Industry, Business and Labor
Reported back, indefinitely postponed, 564

House Bill No. 1377. A Bill for an Act to provide for a limitation on the amount loaned for insurance premiums and providing a penalty for a violation thereof.

Introduced by Rep. Metzger
Introduction, first reading, 279
Referred to Committee on Industry, Business and Labor
Reported back, amended, 641
Amendments adopted, 686
Engrossed, 733
Second reading and final passage, 745
Clincher, 745
To Senate, 792
Returned to House, indefinitely postponed, 1111

House Bill No. 1378. A Bill for an Act to repeal section 19-05-12 of the North Dakota Century Code, relating to the notice of the use of oleomargarine or margarine where meals are served.

Introduced by Rep. Rued
Introduction, first reading, 279
Referred to Committee on Agriculture
Reported back, amended, 609-610
Amendments adopted, 639

Engrossed, 680
 Second reading and final passage, 680
 To Senate, 761
 Returned to House, amended, 1078
 House concurs, 1131
 Second reading and final passage, 1191
 Clincher, 1191
 Enrolled and engrossed, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1379. A Bill for an Act to impose upon the grant-
 or of an interest in real estate a duty to cause such grant to be
 recorded.

Introduced by Rep. Weber
 Introduction, first reading, 279
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 633

House Bill No. 1380. A Bill for an Act to provide that days in
 which schools are closed because of a state of emergency declared
 by the governor as the result of an act of God may be counted for
 foundation program payments.

Introduced by Rep. Tinjum
 Introduction, first reading, 279
 Referred to Committee on Education
 Reported back, do pass, 438
 Second reading and final passage, 458
 To Senate, 490
 Returned to House, amended, 879
 House concurs, 907
 Second reading and final passage, 934
 Engrossed and enrolled, 1206
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1335

House Bill No. 1381. A Bill for an Act to provide for the estab-
 lishment of a renal disease care and treatment program, and making
 an appropriation, and declaring an emergency.

Introduced by Rep. Murphy
 Introduction, first reading, 279
 Referred to Committee on Social Welfare
 Reported back, amended, 482
 Amendments adopted, 493
 Referred to Committee on Appropriations, 493
 Engrossed, 515
 Reported back, indefinitely postponed, 633

House Bill No. 1382. A Bill for an Act to amend and reenact
 subsection 3 of section 57-15-14 of the North Dakota Century Code,
 relating to unlimited tax levies in high school districts.

Introduced by Reps. Kingsbury and Knudson
 Introduction, first reading, 279
 Referred to Committee on Education

Reported back, divided, 661

Majority to indefinitely postpone, 661

Minority to amend, 662

Report of Minority substituted for Majority lost on roll call vote, 622

Majority report adopted, 663

House Bill No. 1383. A Bill for an Act to extend the terms of office of municipal and park board officials whose terms would normally end in April of 1974; and to amend and reenact sections 15-28-03, 15-28-04, 15-28-07, 15-28-08, 15-28-10, 40-21-02, 40-21-03, 40-49-05, and 40-49-08 of the North Dakota Century Code, relating to the holding of school district elections in conjunction with municipal elections, the date on which municipal elections are held, and the date on which members of the park board shall organize and hold office.

Introduced by Reps. Jacobson, Larson and McGauvran

Introduction, first reading, 280

Referred to Committee on Political Subdivisions

Reported back, indefinitely postponed, 588

House Bill No. 1384. A Bill for an Act to amend and reenact section 57-38-61 of the North Dakota Century Code, relating to which provisions of the income tax chapter are applicable to the withholding of income tax from the wages of nonresident employees and the amount of income tax withheld that can be refunded; and providing for an effective date.

Introduced by Rep. Winge

Introduction, first reading, 291

Referred to Committee on Finance and Taxation

Reported back, do pass, 406

Second reading and final passage, 431

To Senate, 474

Returned to House, passed, 878

Enrolled, 1138

Signed by Speaker, 1176

To Senate, 1177

Returned to House, 1185

Sent to Governor, 1203

Approved by Governor, 1334

House Bill No. 1385. A Bill for an Act to amend and reenact sections 40-02-01, 40-02-02, 40-02-03, 40-02-04, 40-02-05, and 40-02-06 of the North Dakota Century Code, relating to requisites of incorporation as a city requirement for a census, requirement for a survey, notice and examination of census and survey, petitions for incorporation, and board of county commissioners consideration of petitions for incorporation.

Introduced by Rep. Atkinson

Introduction, first reading, 291

Referred to Committee on Political Subdivisions

Reported back, indefinitely postponed, 485

Motion to place on calendar prevailed, 485

Lost, 508

House Bill No. 1386. A Bill for an Act to amend and reenact section 39-18-04 of the North Dakota Century Code, relating to safety devices and requirements for mobile homes and providing that passengers may ride in "fifth-wheel vehicles".

Introduced by Rep. Berg
 Introduction, first reading, 291
 Referred to Committee on Transportation
 Reported back, amended, 559
 Amendments adopted, 578
 Engrossed, 602
 Second reading and final passage, 614
 To Senate, 723
 Returned to House, passed, 956
 Enrolled, 1329
 Signed by Speaker, 1329
 To Senate, 1330
 Returned to House, 1330
 Sent to Governor, 1332

House Bill No. 1387. A Bill for an Act relating to the preservation and protection of public health and providing for the registration of sanitarians, sanitarians-in-training, and sanitarian aides; to provide for establishment of a state board of registration and prescribing its powers, duties, and functions; to provide for qualifications, examinations, and registration of sanitarians and sanitarians-in-training; to provide for issuance, renewal, and reinstatement of certificates of registration, fixing fees therefor, and authorizing revocation of certificates; to provide for expenditure of funds collected under this Act and fixing purposes for which such funds may be used; and providing a penalty.

Introduced by Rep. Eagles
 Introduction, first reading, 291
 Referred to Committee on Social Welfare
 Reported back, indefinitely postponed, 588

House Bill No. 1388. A Bill for an Act to amend and reenact sections 15-63-03 and 15-63-05 of the North Dakota Century Code, relating to the number and payment of scholarships awarded by the state board for Indian scholarships; and to repeal section 15-63-06 of the North Dakota Century Code, relating to the use of unused scholarship funds.

Introduced by Rep. Raymond
 Introduction, first reading, 291
 Referred to Committee on Education
 Reported back, do pass, 400
 Second reading and final passage, 420
 To Senate, 474
 Returned to House, passed, 878
 Enrolled, 1138
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1334

House Bill No. 1389. A Bill for an Act to create and enact a new subsection to section 39-20-07 of the North Dakota Century Code, relating to interpretation of chemical tests as evidence in trial.

Introduced by Rep. Atkinson
 Introduction, first reading, 291
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 499
 Substitute motion to place on calendar prevailed, 499

Second reading and final passage, 527
 To Senate, 574
 Returned to House, indefinitely postponed, 956

House Bill No. 1390. A Bill for an Act to provide for free college education for dependents of prisoners of war and soldiers missing in action in Vietnam.

Introduced by Reps. Jacob and Strinden
 Introduction, first reading, 292
 Referred to Committee on Veterans Affairs
 Reported back, amended, 482
 Amendments adopted, 493
 Engrossed, 515
 Re-referred to Committee on Veterans' Affairs, 525
 Reported back, do pass, 644
 Re-referred to Committee on Appropriations, 644
 Reported back, do pass, 716
 Second reading and final passage, 745
 Clincher, 746
 To Senate, 791
 Returned to House, amended, 1202
 House concurs, 1254
 Rules suspended, properly re-engrossed, placed on final passage, 1254
 Clincher, 1255
 Engrossed and enrolled, 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1391. A Bill for an Act to amend and reenact section 15-18-03 of the North Dakota Century Code, relating to tuition and fees in junior colleges.

Introduced by Reps. Atkinson and Hildebrand
 Introduction, first reading, 292
 Referred to Committee on Education
 Reported back, amended, 406
 Amendments adopted, 429
 Engrossed, 449
 Second reading and final passage, 450
 To Senate, 490
 Returned to House, passed, 878
 Enrolled, 1138
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1334

House Bill No. 1392. A Bill for an Act to amend and reenact subsection 1 of section 15-39.1-04 of the North Dakota Century Code, to add persons to be covered by Teacher's Fund for Retirement, and to provide for retroactive election of coverage.

Introduced by Reps. Hildebrand and Knudson
 Introduction, first reading, 292
 Referred to Committee on Education
 Reported back, do pass, 610
 Second reading and final passage, 671
 To Senate, 761

Returned to House, amended, 1243
 House concurs, 1255
 Rules suspended, properly engrossed, placed on final passage, 1255
 Reconsidered, 1287
 Reconsidered action by which House did concur, 1287
 Re-referred to Committee on Education, 1287
 Returned to House,
 House does not concur, 1307
 Conference Committee:
 House, 1311
 Senate, 1337
 Conference Committee report:
 House adopts, 1368
 Amendments adopted, 1368
 Rules suspended, properly engrossed, placed on final passage, 1368
 Lost, 1369
 Clincher, 1369

House Bill No. 1393. A Bill for an Act to amend and reenact sections 27-18-02 and 27-18-06 of the North Dakota Century Code, providing for the appointment of county justices in counties under six thousand population, providing for the qualifications of an appointed justice, and providing for appointment in other counties in certain instances.

Introduced by Rep. Rundle
 Introduction, first reading, 292
 Referred to Committee on Political Subdivisions
 Reported back, amended, 461
 Amendments adopted, 479
 Engrossed, 493
 Second reading and final passage, 504
 To Senate, 552
 Returned to House, indefinitely postponed, 877

House Bill No. 1394. A Bill for an Act to amend and reenact section 4-09-08 of the North Dakota Century Code, relating to fees on samples of seed sent by any resident to the state seed department for testing.

Introduced by Reps. Tweten and Thorsgard
 Introduction, first reading, 292
 Referred to Committee on Agriculture
 Returned to House, 377
 Withdrawn, 377

House Bill No. 1395. A Bill for an Act to provide for an impact analysis from federal agencies prior to their acquisition of land in North Dakota.

Introduced by Rep. Mertens
 Introduction, first reading, 292
 Referred to Committee on Natural Resources
 Reported back, do pass, 559
 Second reading and final passage, 593
 To Senate, 683
 Returned to House, amended, 1074
 House concurs, 1131
 Second reading and final passage, 1191
 Clincher, 1192
 Enrolled and engrossed, 1453
 Signed by Speaker, 1454

To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1456

House Bill No. 1396. A Bill for an Act to amend and reenact section 16-04-20 of the North Dakota Century Code, relating to the position of columns on the primary election ballot.

Introduced by Rep. A. Hausauer
 Introduction, first reading, 292
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 540

House Bill No. 1397. A Bill for an Act to amend and reenact sections 40-05.1-03 and 40-05.1-04 of the North Dakota Century Code, relating to the publication of proposed home rule charters.

Introduced by Rep. Strinden
 Introduction, first reading, 292
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 461
 Second reading and final passage, 487
 To Senate, 530
 Returned to House, passed, 838
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 914
 Returned to House, 914
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1398. A Bill for an Act to amend and reenact section 15-22-25 of the North Dakota Century Code, relating to a common county superintendent of schools for two or more counties or parts thereof.

Introduced by Rep. Atkinson
 Introduction, first reading, 293
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 461
 Second reading and final passage, 488
 To Senate, 530
 Returned to House, amended, 959
 House does not concur, 962
 Conference Committee:
 House, 984
 Senate, 1025
 Conference Committee report:
 House adopts, 1196
 Amendments adopted, 1249
 Second reading and final passage, 1321
 Clincher, 1321
 Conference Committee report:
 Senate adopts, 1336
 Engrossed and enrolled, 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1399. A Bill for an Act making an appropriation for personal property tax revenue replacement if certain real property assessments and taxes are invalidated, and declaring an emergency.

Introduced by Reps. Opedahl, Streibel, Backes, LaGrave and Fleming
 Introduction, first reading, 293
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 641
 Re-referred to Committee on Appropriations, 641
 Reported back, do pass, 716
 Re-referred to Committee on Appropriations, 776
 Amended, 787
 Reported back, amended, 787
 Statement of purpose of amendment, 787
 Amendments adopted, 787
 Engrossed, 787
 Second reading and final passage, 787-788
 Clincher, 788
 Emergency clause carried, 788
 To Senate, 792
 Returned to House, indefinitely postponed, 1237

House Bill No. 1400. A Bill for an Act to require assessors to mail notices of increased assessments to property owners.

Introduced by Rep. Dornacker
 Introduction, first reading, 293
 Referred to Committee on Finance and Taxation
 Reported back, amended, 706
 Amendments adopted, 734
 Engrossed, 765
 Second reading and final passage, 776-777
 Clincher, 777
 To Senate, 792
 Returned to House, indefinitely postponed, 1073

House Bill No. 1401. A Bill for an Act to amend and reenact sections 5-01-08, 5-01-09, and 5-02-06 of the North Dakota Century Code, relating to the purchase and consumption of alcoholic beverages by persons nineteen years of age and older.

Introduced by Reps. Royse, Martinson, Hilleboe, Hentges and Dornacker
 Introduction, first reading, 293
 Referred to Committee on Social Welfare
 Reported back, divided, 560
 Majority, do pass, 560
 Minority, indefinitely postpone, 560
 Report of Minority prevailed, 560
 Placed at head of calendar, 563
 Second reading and final passage, 563
 To Senate, 621
 Returned to House, passed, 932
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Vetoed by Governor, 1160-1161
 Call of the House, 1162
 Failed to pass over Governor's veto, 1163
 Correctly certificated, 1474-1475
 Speaker signed certification that House failed to pass Bill over Governor's veto, 1475
 Delivered to Secretary of State with objections and certificated, 1475

House Bill No. 1402. A Bill for an Act to create and enact sections 27-02-02.2, 27-05-03.3, 27-07-12.1, and 27-08-08.1 of the North Dakota Century Code, providing longevity compensation for judges of the supreme, district, and county courts, and for judges of county courts with increased jurisdiction.

Introduced by Reps. Atkinson and Backlin
Introduction, first reading, 293
Referred to Committee on Judiciary
Re-referred to Committee on State and Federal Government, 442
Reported back, indefinitely postponed, 663

House Bill No. 1403. A Bill for an Act to amend and reenact section 27-05-01 of the North Dakota Century Code, relating to the number and composition of judicial districts and the number of judges therein.

Introduced by Reps. Atkinson and Winkjer
Introduction, first reading, 293
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 517

House Bill No. 1404. A Bill for an Act to create and enact section 8-08-05.1 of the North Dakota Century Code, relating to posting of recourses open to ticketholders denied carriage by a common carrier; and providing a penalty.

Introduced by Rep. Strinden
Introduction, first reading, 293
Referred to Committee on Industry, Business and Labor
Reported back, amended, 641
Amendments adopted, 686
Engrossed, 733
Second reading and final passage, 746
Clincher, 747
To Senate, 792
Returned to House, indefinitely postponed, 1073

House Bill No. 1405. A Bill for an Act to create and enact subsection 5 and to amend and reenact subsections 2, 3, and 4 of section 14-03-17 of the North Dakota Century Code, making it mandatory that the county judge cause a copy of the application for marriage license be filed in a prior divorce action where the applicant is under court decree to provide child support or alimony combined with child support, requiring the county judge to secure from the applicants an acknowledgement of any provision for child support or alimony combined with child support contained in a prior divorce decree or judgment, and requiring an affidavit from the clerk of the district court to whom support payments are directed showing that there are no arrears in payment or, in lieu thereof, a waiver of the requirement for such affidavit signed by the district court ordering such child support or alimony combined with child support.

Introduced by Reps. Kretschmar, Lundene, Watkins and Orange
Introduction, first reading, 293
Referred to Committee on Judiciary
Reported back, do pass, 517
Second reading and final passage, 545
To Senate, 598
Returned to House, amended, 1026
House concurs, 1054
Second reading and final passage, 1079
Engrossed and enrolled, 1454

Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1406. A Bill for an Act to amend and reenact section 15-10-28 of the North Dakota Century Code, relating to agreements between the state board of higher education and institutions of higher learning in other states.

Introduced by Rep. Jacob
 Introduction, first reading, 294
 Referred to Committee on Education
 Reported back, do pass, 400
 Second reading and final passage, 421
 To Senate, 474
 Returned to House, passed, 878
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1407. A Bill for an Act to provide for a quadrennial election to determine if the governing bodies of cities, counties, school districts, and park districts shall publish the minutes of their proceedings, to provide for such publication, and to repeal sections 11-11-37, 11-13-09, 15-28-11, and 40-08-12 of the North Dakota Century Code, relating to the delivery and publication of political subdivision minutes.

Introduced by Rep. Strinden
 Introduction, first reading, 294
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 634

House Bill No. 1408. A Bill for an Act making an appropriation to permit North Dakota to continue the provisions of the National Defense Education Act for purposes of improving instruction in the state in accordance with the Act.

Introduced by Reps. Hildebrand, Miedema and K. Johnson
 Introduction, first reading, 294
 Referred to Committee on Education
 Returned to House, 484
 Withdrawn, 484

House Bill No. 1409. A Bill for an Act to require the installation, on all public scales used for weighing grain and on all scales used by grain buyers, of a device which will automatically print the weight upon a scale ticket, and providing a penalty.

Introduced by Rep. Fleming
 Introduction, first reading, 294
 Referred to Committee on Agriculture
 Reported back, indefinitely postponed, 564

House Bill No. 1410. A Bill for an Act to provide an appropriation to the social service department to match federal funds available for a pilot project to determine the feasibility of a statewide radio talking book network.

Introduced by Rep. Royse
 Introduction, first reading, 294
 Referred to Committee on Education
 Reported back, indefinitely postponed, 518

House Bill No. 1411. A Bill for an Act to amend and reenact section 26-01-11 of the North Dakota Century Code, relating to the rate of the insurance company premium tax.

Introduced by Reps. Rundle, Dick and Metzger
 Introduction, first reading, 294
 Referred to Committee on Finance and Taxation
 Returned to House, 317
 Withdrawn, 317

House Bill No. 1412. A Bill for an Act to amend and reenact section 39-18-02 of the North Dakota Century Code, relating to mobile home dealers, and increasing the amount of bond required.

Introduced by Rep. Herman
 Introduction, first reading, 294
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 439
 Second reading and final passage, 465
 To Senate, 502
 Returned to House, indefinitely postponed, 860

House Bill No. 1413. A Bill for an Act to create and enact section 39-21-51 of the North Dakota Century Code, to provide for restrictions on the installation of gray iron cast wheel hubs by manufacturers of motor vehicles, and providing a penalty.

Introduced by Rep. Herman
 Introduction, first reading, 295
 Referred to Committee on Industry, Business and Labor
 Returned to House, 530
 Withdrawn, 530

House Bill No. 1414. A Bill for an Act to amend and reenact section 16-17-16 of the North Dakota Century Code, relating to election of delegates by the district committee to the state party convention.

Introduced by Rep. Fleming
 Introduction, first reading, 295
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 439

House Bill No. 1415. A Bill for an Act to create and enact sections 40-16-11, 40-16-12, 40-16-13, 40-16-14, 40-16-15 and 40-16-16 of the North Dakota Century Code, relating to functions and responsibilities of city auditors; to amend and reenact sections 18-04-07, 18-05-04, subsection 5 of section 40-01-01, sections 40-14-01, 40-14-07, 40-16-01, subsections 1, 3, 14, 15, and 16 of section 40-16-03, sections 40-16-10, 40-45-03, 40-46-06, and 40-49-08 of the North Dakota Century Code, relating to functions and responsibilities of city auditors; to authorize the legislative council to delete references to "city treasurer" in other places in the Century Code; and to repeal chapter 40-17 of the North Dakota Century Code, relating to the office of city treasurers.

Introduced by Rep. Metzger
 Introduction, first reading, 295
 Referred to Committee on Political Subdivisions

Reported back, amended, 497
 Amendments adopted, 515
 Engrossed, 528
 Second reading and final passage, 529
 To Senate, 574
 Returned to House, passed, 1111
 Enrolled, 1459
 Signed by Speaker, 1461
 To Senate, 1462
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1416. A Bill for an Act to amend and reenact section 20.1-05-03 of the North Dakota Century Code as contained in section 12 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to party hunting.

Introduced by Reps. Gackle and Freborg
 Introduction, first reading, 295
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 564

House Bill No. 1417. A Bill for an Act to amend and reenact section 39-12-03 of the North Dakota Century Code, to provide an exception to weight restrictions on designated highways for certain milk hauling vehicles.

Introduced by Rep. Rau
 Introduction, first reading, 295
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 634

House Bill No. 1418. A Bill for an Act to amend and reenact sections 65-06-01, 65-06-02, 65-06-03, and 65-06-04 of the North Dakota Century Code, relating to volunteer firemen and volunteer civil defense trainees and granting volunteer ambulance drivers coverage under the Workmen's Compensation Act.

Introduced by Rep. Lee
 Introduction, first reading, 295
 Referred to Committee on Industry, Business and Labor
 Returned to House, 335
 Withdrawn, 335

House Bill No. 1419. A Bill for an Act to provide an appropriation to the department of agriculture for the control and reduction of the state's coyote population, providing a statement of legislative intent, and declaring an emergency.

Introduced by Committee on Appropriations
 Introduction, first reading, 295
 Referred to Committee on Appropriations
 Reported back, amended, 409
 Statement of purpose of amendment, 409-410
 Amendments adopted, 429
 Engrossed, 453
 Motion to lay over one legislative day prevailed, 451
 Second reading and final passage, 469
 Emergency clause carried, 469
 To Senate, 502
 Returned to House, passed, 838
 Enrolled, 876
 Signed by Speaker, 877

To Senate, 877
 Returned to House, 877
 Sent to Governor, 888
 Approved by Governor, 947

House Bill No. 1420. A Bill for an Act to amend and reenact subsection 11 of section 4-22-02, the beginning paragraphs of subsections 1, 2, and 3 of section 10-04-10, section 10-19-52, subsection 1 of section 10-28-20, sections 12-46-13, 12-46-16, 14-03-02, subsection 1 of section 14-03-17, sections 14-07-15, 14-09-22, 14-10-01, 14-10-05, 14-10-11, 14-10-16, subsection 16 of section 15-29-08, sections 15-44-04, 15-47-13, 16-16-18, 23-17-02, 23-17-03, 26-12-20, 27-11-03, 27-11-25, 27-19-02, 27-19-11, subsection 1 of section 27-20-02, subsection 5 of section 27-20-36, subsection 4 of section 27-20-53, sections 27-21-02, 28-01-14, 28-01-25, 29-01-28, 30-11-01, 32-03-39, 39-03-04, 39-06-08, 39-06-09, 39-06-10, 43-02-10, 43-04-31, 43-04-38, 43-05-11, subsection 6 of section 43-11-01, the first sentence of subsection 1 of section 43-11-27, sections 43-13-17, 43-15-15, 43-15-33, 43-17-18, 43-19-1-16, 43-25-07, 43-26-06, 43-30-05, 43-31-07, 43-33-05, 43-33-07, 43-34-03, subsections 1 and 13 of section 47-24-01, subsection 1 of section 50-02-04, section 54-52-05, and subsection 2 of section 54-52-01 of the North Dakota Century Code, relating to persons eighteen years old and over, and making them adults for all purposes.

Introduced by Rep. Hilleboe
 Introduction, first reading, 295
 Referred to Committee on Judiciary
 Reported back, amended, 559-560
 Amendments adopted, 578
 Engrossed, 602
 Second reading and final passage, 615
 To Senate, 723
 Returned to House, amended, 1296
 House concurs, 1318
 Rules suspended, properly re-engrossed, placed on final passage, 1318
 Clincher, 1319
 Enrolled, 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1421. 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 Rep. Gengler
 Introduction, first reading, 296
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 461
 Motion to place on calendar failed, 462

House Bill No. 1422. A Bill for an Act to amend and reenact section 44-08-04 of the North Dakota Century Code, relating to state and political subdivision employee expense payments.

Introduced by Committee on State and Federal Government
 Introduction, first reading, 296
 Referred to Committee on State and Federal Government
 Reported back, do pass, 328
 Second reading and final passage, 355
 To Senate, 401
 Returned to House, indefinitely postponed, 1024

House Bill No. 1423. A Bill for an Act to provide for the search of persons arrested for driving while under the influence of intoxicating liquors or drugs and for the search of the vehicles involved.

Introduced by Rep. Hentges
Introduction, first reading, 296
Referred to Committee on Judiciary
Returned to House, 377
Withdrawn, 377

House Bill No. 1424. A Bill for an Act making an appropriation for a wild oats research greenhouse at North Dakota state university.

Introduced by Rep. Rau
Introduction, first reading, 296
Referred to Committee on Appropriations
Returned to House, 377
Withdrawn, 377

House Bill No. 1425. A Bill for an Act to amend and reenact section 40-18-07 of the North Dakota Century Code, relating to warrants of arrest issued by municipal judge.

Introduced by Rep. Hentges
Introduction, first reading, 296
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 517

House Bill No. 1426. A Bill for an Act to authorize the state board of higher education to dedicate certain lands to the city of Dickinson and to appropriate funds for a street project upon that land.

Introduced by Rep. Olin
Introduction, first reading, 296
Referred to Committee on Appropriations
Reported back, do pass, 384
Second reading and final passage, 417
To Senate, 474
Returned to House, passed, 878
Enrolled, 1138
Signed by Speaker, 1176
To Senate, 1177
Returned to House, 1185
Sent to Governor, 1203
Approved by Governor, 1335

House Bill No. 1427. A Bill for an Act to create and enact section 4-08-16 of the North Dakota Century Code, relating to an additional mill levy for county agent work.

Introduced by Rep. Backlin
Introduction, first reading, 296
Referred to Committee on Political Subdivisions
Reported back, indefinitely postponed, 588

House Bill No. 1428. A Bill for an Act to extend the jurisdiction of the public service commission to include the safety of all gas distribution systems.

Introduced by Reps. Backes, Bassingthwaite and Herman
 Introduction, first reading, 297
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 537
 Statement of purpose of amendment, 538
 Amendments adopted, 555
 Engrossed, 569
 Second reading and final passage, 570
 To Senate, 621
 Returned to House, passed, 1025
 Enrolled, 1329
 Signed by Speaker, 1329
 To Senate, 1330
 Returned to House, 1330
 Sent to Governor, 1332

House Bill No. 1429. A Bill for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code and to repeal section 57-46-01 of the North Dakota Century Code, relating to military income exempt from the income tax; and to provide an effective date.

Introduced by Reps. Wilkie and Dornacker
 Introduction, first reading, 297
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 610
 Second reading and final passage, 671
 To Senate, 761
 Returned to House, amended, 1058-1059
 Senate requests return, 1107
 House accedes to Senate request, 1107
 Returned to House, amended, 1202
 House concurs, 1306
 Rules suspended, properly engrossed, placed on final passage,
 1306
 Clincher, 1307
 Engrossed and enrolled, 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1430. A Bill for an Act to provide that special common motor carriers of buildings shall be exempt from certain requirements of law, that a person holding a contract service permit shall be treated as a holder of a special certificate as a special common motor carrier of buildings; to create and enact a new subsection to section 49-18-01 of the North Dakota Century Code, relating to the definition of a special common motor carrier of buildings; and to amend and reenact section 49-18-06 of the North Dakota Century Code, relating to public policy affecting motor carrier transportation.

Introduced by Reps. Dotzenrod and Herman
 Introduction, first reading, 297
 Referred to Committee on Transportation
 Reported back, amended, 585-586
 Amendments adopted, 603
 Engrossed, 619
 Second reading and final passage, 625
 To Senate, 723
 Returned to House, amended, 1006
 House concurs, 1035

Second reading and final passage, 1054
 Engrossed and enrolled, 1454
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1431. A Bill for an Act to amend and reenact section 4-30-36 of the North Dakota Century Code, relating to the adoption of standards and regulations for Grade A milk and milk products and authorizing the adoption of amendments thereto.

Introduced by Reps. Rau, Leibhan, Mertens and Schindler
 Introduction, first reading, 297
 Referred to Committee on Agriculture
 Returned to House, 562
 Withdrawn, 563

House Bill No. 1432. A Bill for an Act defining "membership subscription plans" and requiring an affirmative response by members of such plans before acceptance of merchandise is acknowledged; and providing a penalty.

Introduced by Rep. Hilleboe
 Introduction, first reading, 297
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 439
 Second reading and final passage, 465
 To Senate, 502
 Returned to House, indefinitely postponed, 1199

House Bill No. 1433. A Bill for an Act to regulate certain commercial activities on school premises and to provide for the accounting of proceeds to school boards; to repeal section 15-49-10 of the North Dakota Century Code, relating to solicitations and sales in schools; and to provide a penalty.

Introduced by Rep. Miedema
 Introduction, first reading, 297
 Referred to Committee on Education
 Reported back, amended, 439
 Amendments adopted, 453
 Engrossed, 472
 Second reading and final passage, 472
 To Senate, 502
 Returned to House, amended, 839
 House concurs, 859
 Second reading and final passage, 884
 Engrossed and enrolled, 1138
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1334

House Bill No. 1434. A Bill for an Act to amend and reenact section 16-18-14 of the 1971 Supplement to the North Dakota Century Code, relating to canvassing of mailed absent voters' ballots received late.

Introduced by Rep. Laughlin
 Introduction, first reading, 297
 Referred to Committee on Judiciary

Reported back, do pass, 406
 Second reading and final passage, 431
 To Senate, 474
 Returned to House, passed, 969
 Enrolled, 1329
 Signed by Speaker, 1330
 To Senate, 1330
 Returned to House, 1331
 Sent to Governor, 1332

House Bill No. 1435. 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 Rep. Stoltenow
 Introduction, first reading, 297
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 482
 Second reading and final passage, 505
 To Senate, 552
 Returned to House, passed, 838
 Enrolled, 912
 Signed by Speaker, 913
 To Senate, 914
 Returned to House, 914
 Sent to Governor, 915
 Approved by Governor, 947

House Bill No. 1436. A Bill for an Act to provide a statement of legislative intent concerning the use of sales, market, and productivity studies in the assessment and equalization of property for taxation purposes; to amend and reenact subsection 4 of section 57-01-05, and sections 57-01-06 and 57-01-07 of the North Dakota Century Code, relating to the authority of the state supervisor of assessments and the state tax commissioner, and property to be excluded in sales, market, and productivity studies.

Introduced by Reps. Dornacker and Weber
 Introduction, first reading, 298
 Referred to Committee on Finance and Taxation
 Reported back, amended, 439
 Amendments adopted, 453
 Engrossed, 472
 Second reading and final passage, 472
 To Senate, 502
 Returned to House, amended, 959
 House concurs, 963
 Second reading and final passage, 1011
 Engrossed and enrolled 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1437. A Bill for an Act to amend and reenact subsection 7 of section 54-44.1-07 of the North Dakota Century Code, relating to drafts of appropriations acts.

Introduced by Rep. Freborg
 Introduction, first reading, 298
 Referred to Committee on Appropriations
 Reported back, amended, 703
 Statement of purpose of amendment, 703

Amendments adopted, 734
 Engrossed, 765
 Second reading and final passage, 786
 Clincher, 786
 To Senate, 792
 Returned to House, indefinitely postponed, 1073

House Bill No. 1438. A Bill for an Act to create and enact sections 35-27-02.1, 35-27-02.2, 35-27-02.3, and 35-27-07.1 of the North Dakota Century Code, relating to contractor's and subcontractor's notice of mechanic's lien to owner and vendor's notice of mechanic's lien to vendee; and providing a penalty.

Introduced by Rep. Bridston
 Introduction, first reading, 298
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 610
 Second reading and final passage, 672
 To Senate, 761
 Returned to House, indefinitely postponed, 1006

House Bill No. 1439. A Bill for an Act to amend and reenact subsection 14 of section 57-36-01 of the North Dakota Century Code, relating to the definition of a cigarette for tax purposes.

Introduced by Rep. Dornacker
 Introduction, first reading, 298
 Referred to Committee on Finance and Taxation
 Reported back, amended, 706-707
 Amendments adopted, 734
 Engrossed, 765
 Question divided on final passage, 777
 Second reading and final passage:
 A. Division — Section 1 777-778
 B. Division — Section 2 and Section 3 lost for want of a constitutional majority 778-779
 C. Division — House Bill 1439 including A. Division previously adopted and excluding B. Division which lost, 779
 Re-engrossed 779
 Clincher, 779
 To Senate, 792
 Returned to House, indefinitely postponed, 1006

House Bill No. 1440. A Bill for an Act to amend and reenact section 57-38-30.1 of the North Dakota Century Code, relating to corporate income tax credits for new industry.

Introduced by Rep. Dornacker
 Introduction, first reading, 298
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 439
 Second reading and final passage, 466
 To Senate, 502
 Returned to House, passed, 878
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1441. A Bill for an Act to amend and reenact sections 54-16-01 and 54-16-03 of the North Dakota Century Code, relating to the powers and duties of the emergency commission.

Introduced by Reps. Kingsbury, Jenkins and Reimers
 Introduction, first reading, 298
 Referred to Committee on Appropriations
 Reported back, amended, 537
 Amendments adopted, 555
 Engrossed, 569
 Second reading and final passage, 570
 To Senate, 621
 Returned to House, passed, 932
 Enrolled, 1382
 Signed by Speaker, 1383
 To Senate, 1387
 Returned to House, 1401
 Sent to Governor, 1405

House Bill No. 1442. A Bill for an Act to authorize district and county courts of increased jurisdiction to order the issuance of temporary driving permits for persons whose drivers' licenses have been suspended, and providing a penalty.

Introduced by Rep. Weber
 Introduction, first reading, 298
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 564

House Bill No. 1443. 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 Rep. Gengler
 Introduction, first reading, 299
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 441
 Substitute motion to place on calendar failed, 441

House Bill No. 1444. A Bill for an Act to amend and reenact sections 24-06-28, 24-06-29, 24-06-30, and 24-07-03 of the North Dakota Century Code, providing that section line roads may be four rods wide after the effective date of the Act.

Introduced by Rep. Tinjum
 Introduction, first reading, 299
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 564

House Bill No. 1445. A Bill requiring insurers, nonprofit hospital or medical service plan corporations to provide immediate dependent coverage on an optional basis and optional provision for congenital defects, maternity coverage for unwed mothers, dependent coverage provisions for unwed mothers, and for applicability and effective date.

Introduced by Reps. Backlin, Raymond and Winkjer
 Introduction, first reading, 299
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 707-708
 Amendments adopted, 734
 Engrossed, 765
 Lost, 780

House Bill No. 1446. A Bill for an Act directing the board of higher education to discontinue engineering courses at the university of North Dakota, and to provide for transfer of students enrolled in engineering programs to North Dakota state university.

Introduced by Rep. Jaeger
 Introduction, first reading, 299
 Referred to Committee on Education
 Reported back, divided
 Majority to indefinitely postpone, 708
 Minority to amend, 708
 Report of Majority substituted for Minority, 709
 Majority report adopted, 709

House Bill No. 1447. A Bill for an Act to allow for the contracting of fire protection services and providing a method for the financing thereof.

Introduced by Rep. Lodoen
 Introduction, first reading, 299
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 482
 Re-referred to Committee on Political Subdivisions, 506
 Amended, 586
 Amendments adopted, 603
 Engrossed, 619
 Second reading and final passage, 626
 To Senate, 723
 Returned to House, amended, 959
 House concurs, 963
 Second reading and final passage, 1011
 Enrolled, 1454
 Signed by Speaker, 1454
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1448. A Bill for an Act to authorize the Bank of North Dakota to create a municipal bond fund to purchase general obligation and certain revenue bonds of political subdivisions; to authorize a transfer from the profits of the Bank of North Dakota to the sinking fund upon order of the industrial commission; and to authorize the Bank of North Dakota to issue bonds for the purchase of political subdivision bonds.

Introduced by Rep. Strinden
 Introduction, first reading, 299
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 540

House Bill No. 1449. A Bill for an Act to amend and reenact section 11-10.1-07 of the North Dakota Century Code, to provide that counties and cities may employ a joint county director of tax equalization and city assessor.

Introduced by Rep. Hildebrand
 Introduction, first reading, 299
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 462
 Second reading and final passage, 489
 To Senate, 530
 Returned to House, passed, 838
 Enrolled, 1016
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1450. 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 providing a penalty.

Introduced by Reps. Strinden, Winge and Metzger
 Introduction, first reading, 299
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 384
 Second reading and final passage, 418
 To Senate, 474
 Returned to House, passed, 838
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1059
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1451. A Bill for an Act to make an appropriation for purchase and installation of equipment for state radio communications.

Introduced by Reps. Fleming and Miedema
 Introduction, first reading, 300
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 384

House Bill No. 1452. A Bill for an Act to repeal section 57-38-66 of the North Dakota Century Code, relating to the business and corporation privilege tax, and to provide for an effective date.

Introduced by Reps. Fleming, Kingsbury and Tinjum
 Introduction, first reading, 300
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 541

House Bill No. 1453. A Bill for an Act calling for a legislative council study of hospital and nursing home costs and providing an appropriation.

Introduced by Rep. Streibel
 Introduction, first reading, 300
 Referred to Committee on Social Welfare
 Reported back, amended, 482
 Amendments adopted, 494
 Re-referred to Committee on Appropriations, 494
 Engrossed, 515
 Reported back, do pass, 709
 Second reading and final passage, 747
 Clincher, 747
 To Senate, 791
 Returned to House, indefinitely postponed, 1073

House Bill No. 1454. A Bill for an Act to provide franchise security for alcoholic beverage wholesalers, and to provide for damages and other remedies.

Introduced by Rep. Timm
 Introduction, first reading, 300
 Referred to Committee on Industry, Business and Labor
 Returned to House, 377
 Withdrawn, 377

House Bill No. 1455. A Bill for an Act to amend and reenact subsection 1 of section 13-03-14, section 13-04-01, subsections 1 and 2 of section 51-13-03, and section 51-14-03 of the North Dakota Century Code, relating to maximum interest charges on small loans, bank installment loans, retail installment sales, and revolving charge accounts.

Introduced by Rep. Lundene
 Introduction, first reading, 300
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 663
 Substitute motion to place on calendar prevailed on roll call vote, 663
 Lost, 727

House Bill No. 1456. A Bill for an Act making an appropriation for the purpose of purchasing residential care, custody, treatment, training, and education for the mentally retarded.

Introduced by Rep. Gengler
 Introduction, first reading, 300
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 485

House Bill No. 1457. A Bill for an Act to amend and reenact section 23-15-01 of the North Dakota Century Code, relating to the definition of fireworks and sales thereof, and providing for an effective date.

Introduced by Reprs. Marsden, Winge and Metzger
 Introduction, first reading, 300
 Referred to Committee on Industry, Business and Labor
 Returned to House, 317
 Re-referred to Committee on Social Welfare, 317
 Reported back, do pass, 560
 Lost, 594

House Bill No. 1458. A Bill for an Act to amend and reenact section 15-34.2-14 of the North Dakota Century Code, relating to the qualifications and age of school bus drivers and declaring an emergency.

Introduced by Rep. Vander Vorst
 Introduction, first reading, 300
 Referred to Committee on Education
 Reported back, amended, 538
 Amendments adopted, 555
 Engrossed, 569
 Second reading and final passage, 571
 To Senate, 621
 Returned to House, amended, 879
 House concurs, 907
 Second reading and final passage, 934
 Emergency clause carried, 934
 Enrolled, 1329
 Signed by Speaker, 1330
 To Senate, 1330
 Returned to House, 1331
 Sent to Governor, 1332

House Bill No. 1459. A Bill for an Act to amend and reenact sections 48-02-15 and 48-02-17 of the North Dakota Century Code, relating to time for filing and period of limitations for filing

subcontractor's claims for labor or materials furnished a contractor for improvements to a public institution; and to repeal section 48-02-16 of the North Dakota Century Code, relating to contents of notice to subcontractors.

Introduced by Rep. Winkjer
 Introduction, first reading, 300
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 610
 Second reading and final passage, 673
 To Senate, 761
 Returned to House, passed, 1066
 Enrolled, 1454
 Signed by Speaker, 1455
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1460. A Bill for an Act to amend and reenact sections 15-40.1-06 and 15-40.2-03 of the North Dakota Century Code, relating to the computation of the educational cost per pupil and school district tuition payments.

Introduced by Reps. Backes and Knudson
 Introduction, first reading, 301
 Referred to Committee on Education
 Reported back, amended, 634
 Amendments adopted, 651
 Engrossed, 685
 Second reading and final passage, 728
 To Senate, 791
 Returned to House, passed, 969
 Enrolled, 1454
 Signed by Speaker, 1455
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1461. A Bill for an Act to amend and reenact section 12-38-11 of the North Dakota Century Code, relating to honoring lodgginghouse confirmed reservations and providing a penalty.

Introduced by Rep. Grubb
 Introduction, first reading, 301
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 462

House Bill No. 1462. A Bill for an Act to amend and reenact section 54-10-14 of the North Dakota Century Code as amended by section 3 of chapter 493 of the 1971 Session Laws of North Dakota, relating to auditing of political subdivisions.

Introduced by Reps. Stoltenow, Dick and Erickson
 Introduction, first reading, 301
 Referred to Committee on Political Subdivisions
 Reported back, amended, 642-643
 Amendments adopted
 Engrossed, 686
 Second reading and final passage, 747
 Clincher, 748
 To Senate, 792
 Returned to House, indefinitely postponed, 1073

House Bill No. 1463. A Bill for an Act to permit certain college instructors to claim benefits of Teachers' Fund for Retirement in addition to college retirement plan.

Introduced by Reps. Raymond and Froeber
Introduction, first reading, 301
Referred to Committee on Education
Reported back, indefinitely postponed, 634

House Bill No. 1464. A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to school starting age of a child.

Introduced by Rep. Knudson
Introduction, first reading, 301
Referred to Committee on Education
Reported back, amended, 439
Amendments adopted, 453
Engrossed, 473
Second reading and final passage, 473
To Senate, 502
Returned to House, amended, 959
House does not concur, 1035
Conference Committee:
House, 1035
Senate, 1121
Conference Committee report:
House adopts, 1369
Amendments adopted, 1370
Rules suspended, properly re-engrossed, placed on final passage, 1370
Clincher, 1370
Conference Committee report:
Senate adopts, 1390
Engrossed and enrolled, 1460
Signed by Speaker, 1460
To Senate, 1461
Returned to House, 1463
Sent to Governor, 1464

House Bill No. 1465. A Bill for an Act to amend and reenact sections 57-02-33, 58-04-10, and 58-09-02 of the North Dakota Century Code, relating to the appointment of the township assessor by the township supervisors and the district assessor to be appointed by the board of county commissioners for a four-year term; and to repeal section 58-09-01 of the North Dakota Century Code, relating to the qualifications of a township assessor.

Introduced by Rep. Gackle
Introduction, first reading, 301
Referred to Committee on Political Subdivisions
Reported back, do pass, 560
Second reading and final passage, 595
To Senate, 683
Returned to House, amended, 960
House does not concur, 963
Conference Committee:
House, 984
Senate, 1025
Conference Committee report:
House adopts, 1356
Amendments adopted, 1356
Rules suspended, properly engrossed, placed on final passage, 1356
Clincher, 1357

Conference Committee report:

Senate adopts, 1390
 Engrossed and enrolled, 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1466. A Bill for an Act to amend and reenact section 50-01-13 of the 1971 Supplement to the North Dakota Century Code, relating to medical attention and hospitalization furnished to the poor.

Introduced by Rep. R. Christensen
 Introduction, first reading, 301
 Referred to Committee on Social Welfare
 Reported back, indefinitely postponed, 462

House Bill No. 1467. A Bill for an Act to prevent corruption of the legislative and electoral process by requiring the reporting of campaign contributions and expenditures; and providing a penalty.

Introduced by Rep. Fleming
 Introduction, first reading, 301
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 541
 Second reading and final passage, 595

House Bill No. 1468. A Bill for an Act to create and enact section 49-13-14.1 and to amend and reenact section 49-13-15 of the North Dakota Century Code, relating to the transfer of anhydrous ammonia to or from railroad tank cars; and providing for a penalty.

Introduced by Reps. Wilkie and Linderman
 Introduction, first reading, 302
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 500

House Bill No. 1469. A Bill for an Act creating the North Dakota Turkey Promotion Act, designating the state poultry improvement board to carry out the Act, levying an assessment upon each turkey producer to fund the activities necessary under the Act, designating the North Dakota turkey federation to advise the poultry improvement board in its administration of this Act, and providing a penalty.

Introduced by Rep. Dotzenrod
 Introduction, first reading, 302
 Referred to Committee on Agriculture
 Reported back, amended, 497-498
 Amendments adopted, 515
 Engrossed, 528
 Re-referred to Committee on Appropriations, 530
 Returned to House, 540
 Re-referred to Committee on Agriculture, 540
 Reported back, amended, 497-498
 Amendments adopted, 639
 Re-referred to Committee on Appropriations, 640
 Re-engrossed, 685
 Reported back, do pass, 716
 Second reading and final passage, 748

Clincher, 749
 To Senate, 791
 Returned to House, passed, 1111
 Enrolled, 1459
 Signed by Speaker, 1461
 To Senate, 1462
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1470. A Bill for an Act creating a summer youth employment program, providing for its administration, making an appropriation, and declaring an emergency.

Introduced by Reps. Backes and Linderman
 Introduction, first reading, 302
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed by recorded roll call vote,
 500

House Bill No. 1471. A Bill for an Act to amend and reenact section 32-19.1-04 of the North Dakota Century Code to provide when period of redemption commences to run in a foreclosure under short-term mortgage redemption act.

Introduced by Rep. Herman
 Introduction, first reading, 302
 Referred to Committee on Industry, Business and Labor
 Returned to House, 1471
 Withdrawn, 603

House Bill No. 1472. A Bill for an Act to Amend and reenact section 29-07-01.1 of the North Dakota Century Code, relating to the appointment of counsel for indigents and payment of expenses.

Introduced by Rep. Metzger
 Introduction, first reading, 302
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 384

House Bill No. 1473. A Bill for an Act to permit public employees to enter into a deferred compensation plan and to permit the purchase of insurance and annuity contracts.

Introduced by Rep. Herman
 Introduction, first reading, 302
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 517
 Adoption of Committee report reconsidered, 539
 Re-referred to Committee on State and Federal Government, 539
 Reported back, do pass, 643
 Second reading and final passage, 687
 To Senate, 761
 Returned to House, passed, 1025
 Enrolled, 1454
 Signed by Speaker, 1455
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1474. A Bill for an Act to enable the establishment of health maintenance organizations and to provide for the regulation of such organizations by the commissioner of insurance; and providing a penalty.

Introduced by Rep. Herman
 Introduction, first reading, 302
 Referred to Committee on Social Welfare
 Reported back, amended, 610-611
 Amendments adopted, 640
 Engrossed, 681
 Second reading and final passage, 681
 To Senate, 792
 Returned to House, indefinitely postponed, 1158

House Bill No. 1475. A Bill for an Act relating to probate of decedent's estates, and authorizing creation of the office of county probate counsel, setting forth his powers and duties, setting maximum attorneys' fees in certain cases; to create and enact section 30-17-04.1, relating to short term notice to creditors; and to amend and reenact subsection 1 of section 30-17-01, and sections 30-17-04, 30-17-05, 30-20-03, and 30-20-04 of the North Dakota Century Code, relating to the compensation of executors and administrators, fees charged for services rendered to executors or administrators, and to the size of estates which may be subject to summary probate procedures.

Introduced by Reps. Jacobson, Knudson, Mertens, McGauvran and Grubb
 Introduction, first reading, 302
 Referred to Committee on Political Subdivisions
 Reported back, amended, 709-711
 Amendments adopted, 734
 Engrossed, 765
 Lost, 780

House Bill No. 1476. A Bill for an Act to provide an appropriation to county agents for the propagation of pheasants by local organized groups.

Introduced by Reps. Vander Vorst, Bunker, K. Johnson and Rundle
 Introduction, first reading, 303
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 588

House Bill No. 1477. A Bill for an Act requiring all beverage containers to be returnable, and providing penalties and an effective date.

Introduced by Reps. Wilkie, Jacob, LaGrave, Dornacker and Watkins
 Introduction, first reading, 303
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed by recorded roll call vote, 712

House Bill No. 1478. A Bill for an Act to amend and reenact subsection 11 of section 57-02-08 and subsection 5 of section 57-38-09 of the North Dakota Century Code, to remove the property tax and income tax exemptions for fraternal organizations which discriminate on the basis of color or race.

Introduced by Rep. Fleming
 Introduction, first reading, 303
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 664
 Substitute motion to place on calendar failed on roll call vote, 664

House Bill No. 1479. A Bill for an Act to amend and reenact section 29-11-10.1 of the North Dakota Century Code, relating to charging crime in separate counts and consolidating indictments and informations.

Introduced by Rep. Metzger
 Introduction, first reading, 303
 Referred to Committee on Judiciary
 Reported back, do pass, 384
 Floor amendments, 419
 Amendments adopted, 419
 Engrossed, 419
 Second reading and final passage, 419
 To Senate, 474
 Returned to House, passed, 878
 Enrolled, 1138
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1334

House Bill No. 1480. A Bill for an Act to amend and reenact subsection 1 of section 6-01-03 of the North Dakota Century Code relating to the state banking board.

Introduced by Reps. A. Hausauer and Winkjer
 Introduction, first reading, 303
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 414

House Bill No. 1481. A Bill for an Act to repeal section 11-19A-17 of the North Dakota Century Code, relating to medical county coroner jurisdiction.

Introduced by Rep. Metzger
 Introduction, first reading, 303
 Referred to Committee on Political Subdivisions
 Returned to House, 499
 Withdrawn, 499

House Bill No. 1482. A Bill for an Act to amend and reenact section 54-27-19 of the North Dakota Century Code, relating to the allocation of the highway tax distribution fund to the state highway department, counties, and cities, and to provide for allocations to townships.

Introduced by Reps. Dick, Stoltenow, Laughlin, Weber and Tinjum
 Introduction, first reading, 303
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 564
 Substitute motion to re-refer to Committee on Transportation failed on recorded roll call vote, 564-565

House Bill No. 1483. A Bill for an Act to amend and reenact section 31-01-16 of the North Dakota Century Code, providing for payment of mileage to a witness in a criminal action.

Introduced by Rep. Metzger
 Introduction, first reading, 303
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 560
 Second reading and final passage, 595

To Senate, 683
 Returned to House, passed, 1058
 Enrolled, 1454
 Signed by Speaker, 1455
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1484. A Bill for an Act to amend and reenact sections 40-14-01 and 40-15-01 of the North Dakota Century Code, relating to the offices of city treasurer and municipal judge and providing that they may be either elective or appointive offices in all cities.

Introduced by Rep. Metzger
 Introduction, first reading, 304
 Referred to Committee on Political Subdivisions
 Returned to House, 563
 Withdrawn, 563

House Bill No. 1485. A Bill for an Act to amend and reenact subsection 1 of section 57-39.2-06, section 57-39.2-11, subsections 1 and 2 of section 57-39.2-12, subsection 4 of section 57-39.2-14, section 57-39.2-27, subsections 4, 5, and 6 of section 57-40.2-07, and section 57-40.2-17 of the North Dakota Century Code, relating to monthly returns and remittances of the sales and use tax by retailers and providing a discount on the amount remitted to compensate the retailer for keeping tax records, filing reports, and remitting sales and use taxes when due.

Introduced by Reps. Laske, Welder, Orange and Lang
 Introduction, first reading, 304
 Referred to Committee on Finance and Taxation
 Returned to House, 335
 Withdrawn, 335

House Bill No. 1486. A Bill for an Act to provide for judicial review of acts of the state examiner authorized under title 6.

Introduced by Reps. A. Hausauer and Winkjer
 Introduction, first reading, 304
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 501

House Bill No. 1487. A Bill for an Act to create and enact section 10-31-13.1 of the North Dakota Century Code, providing that foreign professional corporations may practice in North Dakota under certain circumstances.

Introduced by Rep. Winkjer
 Introduction, first reading, 304
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 611
 Second reading and final passage, 673
 To Senate, 761
 Returned to House, passed, 1005
 Enrolled, 1207
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1335

House Bill No. 1488. A Bill for an Act to authorize the public service commission to fix the terms under which the facilities of one public utility will be permitted to cross those of another public utility.

Introduced by Rep. Winkjer
Introduction, first reading, 304
Referred to Committee on Industry, Business and Labor
Reported back, indefinitely postponed, 440
Substitute motion to place on calendar prevailed, 440
Second reading and final passage, 467
To Senate, 502
Returned to House, indefinitely postponed, 1073

House Bill No. 1489. A Bill for an Act to amend and reenact sections 61-16-22 and 61-16-23 of the 1971 Supplement to the North Dakota Century Code, relating to the financing of special improvements in water management districts.

Introduced by Reps. Hentges and Weber
Introduction, first reading, 304
Referred to Committee on Natural Resources
Reported back, amended, 712-714
Amendments adopted, 735
Engrossed, 765
Second reading and final passage, 781
Clincher, 782
To Senate, 792
Returned to House, amended, 1296-1298
House concurs, 1319
Rules suspended, properly re-engrossed, placed on final passage, 1319
Clincher, 1320
Engrossed and enrolled, 1460
Signed by Speaker, 1460
To Senate, 1461
Returned to House, 1463
Sent to Governor, 1464

House Bill No. 1490. A Bill for an Act to provide for the re-funding of certain registration fees for reconstructed motor vehicles, and to amend and reenact subsection 4 of section 39-04-01 of the North Dakota Century Code, relating to the proration of registration fees for reconstructed motor vehicles.

Introduced by Reps. Rivinius, Miedema and Lang
Introduction, first reading, 304
Referred to Committee on Transportation
Reported back, indefinitely postponed, 634

House Bill No. 1491. A Bill for an Act to amend and reenact section 39-24-05 of the North Dakota Century Code, relating to disposition of snowmobile registration fees.

Introduced by Reps. Hartl and Lee
Introduction, first reading, 305
Referred to Committee on Transportation
Reported back, indefinitely postponed, 634

House Bill No. 1492. A Bill for an Act to amend and reenact section 40-45-02 of the North Dakota Century Code, relating to police pension fund mill levies.

Introduced by Reps. Hentges and Hensrud
 Introduction, first reading, 305
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 586
 Second reading and final passage, 616
 To Senate, 723
 Returned to House, 1237
 Enrolled, 1454
 Signed by Speaker, 1455
 To Senate, 1455
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1493. A Bill for an Act to amend and reenact section 40-18-15 of the North Dakota Century Code, to repeal sections 40-18-16 and 40-18-17 of the North Dakota Century Code, and to repeal section 40-18-18 of the 1971 Supplement to the North Dakota Century Code relating to jury trials in municipal courts.

Introduced by Rep. Hentges
 Introduction, first reading, 305
 Referred to Committee on Judiciary
 Reported back, do pass, 498
 Second reading and final passage, 525
 To Senate, 574
 Returned to House, passed, 969
 Enrolled, 1329
 Signed by Speaker, 1330
 To Senate, 1330
 Returned to House, 1331
 Sent to Governor, 1332

House Bill No. 1494. A Bill for an Act to amend and reenact subsection 11 of section 4-18.1-01, subsections 13 and 23 of section 4-18.1-03, sections 4-18.1-05 and 4-18.1-06, subsection 1 of section 4-18.1-10, and section 4-18.1-11 of the North Dakota Century Code, relating to declaration of policy as to milk, definitions of "marketing area" and "stabilization plan", powers of the milk stabilization board, prohibited acts, and disruptive trade practices; and to repeal subsections 2, 3, 4, 5, 6, 7, 8, 9, and 10 of section 4-18.1-07 and subsections 2, 4, 5, and 6 of section 4-18.1-10 of the North Dakota Century Code, relating to the power and authority of the milk stabilization board to regulate the distributor price, wholesale price, and retail price of any milk product and frozen dairy product.

Introduced by Reps. Hentges, Backlin and Froeber
 Introduction, first reading, 305
 Referred to Committee on Agriculture
 Reported back, indefinitely postponed, 501
 Substitute motion to place on calendar failed on recorded roll call vote, 501

House Bill No. 1495. A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 of the North Dakota Century Code, relating to increasing the salaries of county officials.

Introduced by Rep. Olin
 Introduction, first reading, 305
 Referred to Committee on Political Subdivisions
 Reported back, amended, 714
 Amendments adopted, 735

Engrossed, 765
Second reading and final passage, 782
Clincher, 782
To Senate, 792
Returned to House, indefinitely postponed, 1158

House Bill No. 1496. A Bill for an Act to amend and reenact subsections 2 and 7 of section 54-52-01, sections 54-52-06, 54-52-10, 54-52-11, and 54-52-19 of the North Dakota Century Code, relating to the state employees retirement program.

Introduced by Reps. Metzger, Watkins and Orange
Introduction, first reading, 305
Referred to Committee on State and Federal Government
Reported back, indefinitely postponed, 541

House Bill No. 1497. A Bill for an Act to prohibit banks from requiring the depositing of cash security for loans under certain conditions, and to provide treble damages for violations.

Introduced by Rep. Metzger
Introduction, first reading, 305
Referred to Committee on Industry, Business and Labor
Reported back, indefinitely postponed, 565

House Bill No. 1498. A Bill for an Act to amend and reenact subdivision a of subsection 1 and subdivision a of subsection 2 of section 19-03.1-23, section 19-03.1-29, and subsection 3 of section 19-03.1-31 of the North Dakota Century Code, relating to the penalties for distribution of narcotics and other controlled substances.

Introduced by Reps. Hentges, Watkins, Dornacker and Royse
Introduction, first reading, 306
Referred to Committee on Judiciary
Reported back, amended, 462
Amendments adopted, 479
Engrossed, 493
Second reading and final passage, 506
To Senate, 552
Returned to House, passed, 1005
Enrolled, 1459
Signed by Speaker, 1461
To Senate, 1462
Returned to House, 1463
Sent to Governor, 1464

House Bill No. 1499. A Bill for an Act to prohibit unjust discrimination in employment because of age, and providing a penalty.

Introduced by Rep. Metzger
Introduction, first reading, 306
Referred to Committee on Industry, Business and Labor
Reported back, indefinitely postponed, 502

House Bill No. 1500. 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, and its transportation.

Introduced by Reps. Metzger and Gengler
Introduction, first reading, 306
Referred to Committee on Finance and Taxation

Reported back, indefinitely postponed, 542
 Motion to place on calendar prevailed on recorded roll call vote,
 542
 Second reading and final passage, 568
 To Senate, 621
 Returned to House, passed, 969
 Enrolled, 1039
 Signed by Speaker, 1050
 To Senate, 1057
 Returned to House, 1058
 Sent to Governor, 1059
 Approved by Governor, 1259

House Bill No. 1501. A Bill for an Act to amend and reenact section 40-18-01 of the North Dakota Century Code, relating to the office of municipal judge and providing that in cities of less than three thousand population he shall not be required to be either a licensed attorney or a resident of the city in which he is to serve.

Introduced by Rep. Metzger
 Introduction, first reading, 306
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 586
 Second reading and final passage, 616
 To Senate, 723
 Returned to House, passed, 932
 Enrolled, 1016
 Signed by Speaker, 1020
 To Senate, 1020
 Returned to House, 1036
 Sent to Governor, 1037
 Approved by Governor, 1105

House Bill No. 1502. A Bill for an Act to amend and reenact section 57-15-44 of the North Dakota Century Code, relating to clarification of city tax levy for public buildings.

Introduced by Rep. Metzger
 Introduction, first reading, 306
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 612
 Second reading and final passage, 674
 To Senate, 761
 Returned to House, passed, 1066
 Senate requests return, 1185
 House accedes to Senate request, 1209
 Returned to House, amended, 1243
 House concurs, 1255
 Rules suspended, properly engrossed, placed on final passage, 1255
 Clincher, 1256
 Engrossed and enrolled, 1460
 Signed by Speaker, 1460
 To Senate, 1461
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1503. A Bill for an Act to create and enact a new subsection to section 11-11-14 of the North Dakota Century Code, relating to the power of the boards of county commissioners to authorize maintenance of private roads used by public school buses.

Introduced by Rep. Kretschmar
Introduction, first reading, 306
Referred to Committee on Political Subdivisions
Reported back, do pass, 586
Second reading and final passage, 617
To Senate, 723
Returned to House, passed, 932
Senate requests return, 1014
Senate cancels request, 1429
Enrolled, 1454
Signed by Speaker, 1455
To Senate, 1456
Returned to House, 1456
Sent to Governor, 1457

House Bill No. 1504. A Bill for an Act to amend and reenact subsection D of section 52-09-20 of the North Dakota Century Code, relating to the determination of the primary insurance benefit under the North Dakota old age and survivor insurance system.

Introduced by Rep. Dornacker
Introduction, first reading, 306
Referred to Committee on State and Federal Government
Reported back, do pass, 440
Second reading and final passage, 467
To Senate, 502
Returned to House, passed, 909
Enrolled, 1016
Signed by Speaker, 1020
To Senate, 1020
Returned to House, 1037
Sent to Governor, 1037
Approved by Governor, 1106

House Bill No. 1505. A Bill for an Act to permit certain retired persons to be brought back within purview of teachers' fund for retirement.

Introduced by Reps. Larson and Jacobson
Introduction, first reading, 306
Referred to Committee on Education
Reported back, indefinitely postponed, 634

House Bill No. 1506. A Bill for an Act to provide for a reduction in the general fund levy of local units of government that receive revenue sharing payments.

Introduced by Rep. Dornacker
Introduction, first reading, 307
Referred to Committee on Political Subdivisions
Reported back, indefinitely postponed, 635

House Bill No. 1507. A Bill for an Act to amend and reenact subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption from the sales tax of tickets or admissions to fairs.

Introduced by Rep. Dornacker
Introduction, first reading, 307
Referred to Committee on Finance and Taxation
Reported back, indefinitely postponed, 542

House Bill No. 1508. A Bill for an Act to give cities and counties authority to grant partial property tax exemptions for improvements to commercial buildings and structures.

Introduced by Rep. Dornacker
 Introduction, first reading, 307
 Referred to Committee on Finance and Taxation
 Reported back, amended, 714-715
 Amendments adopted, 735
 Engrossed, 765
 Second reading and final passage, 782
 Clincher, 783
 To Senate, 792
 Returned to House, indefinitely postponed, 1073

House Bill No. 1509. 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.

Introduced by Rep. Kretschmar
 Introduction, first reading, 307
 Referred to Committee on Judiciary
 Reported back, do pass, 643
 Second reading and final passage, 688
 To Senate, 761
 Returned to House, passed, 1005
 Enrolled, 1207
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1335

House Bill No. 1510. A Bill for an Act to amend and reenact section 54-06-16 of the North Dakota Century Code, relating to the minimum wage standards for employees of the state.

Introduced by Reps. Metzger, Watkins and Orange
 Introduction, first reading, 307
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 612
 Amendments adopted, 640
 Engrossed, 681
 Second reading and final passage, 681
 To Senate, 761
 Returned to House, passed, 969
 Enrolled, 1207
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1335

House Bill No. 1511. A Bill for an Act to repeal Chapter 39-15 of the North Dakota Century Code relating to the guest law.

Introduced by Rep. Kretschmar
 Introduction, first reading, 307
 Referred to Committee on Judiciary
 Reported back, do pass, 643
 Lost, 688

House Bill No. 1512. A Bill for an Act to amend and reenact section 40-51.2-04 of the North Dakota Century Code, relating to exclusion of property from a municipality.

Introduced by Rep. Kretschmar
Introduction, first reading, 307
Referred to Committee on Political Subdivisions
Reported back, indefinitely postponed, 635

House Bill No. 1513. A Bill for an Act to amend and reenact section 40-13-05 of the North Dakota Century Code, relating to an exception to the prohibition against officers being interested in contracts or work of municipality.

Introduced by Rep. Kretschmar
Introduction, first reading, 307
Referred to Committee on Political Subdivisions
Reported back, do pass, 612
Second reading and final passage, 674
To Senate, 761
Returned to House, passed, 1066
Enrolled, 1454
Signed by Speaker, 1455
To Senate, 1456
Returned to House, 1456
Sent to Governor, 1457

House Bill No. 1514. A Bill for an Act to provide premarital counseling for persons under the age of eighteen as a prerequisite to marriage; and to amend and reenact section 14-03-17 of the North Dakota Century Code, relating to the requirements of an application for a marriage license.

Introduced by Reps. LaGrave, Stone, Gengler, Roysse and Watkins
Introduction, first reading, 307
Referred to Committee on Social Welfare
Reported back, amended, 612-613
Amendments adopted, 640
Engrossed, 679
Motion to place at foot of calendar prevailed, 682
Second reading and final passage, 728
To Senate, 791
Returned to House, indefinitely postponed, 1111

House Bill No. 1515. A Bill for an Act to amend and reenact section 32-07-02 of the North Dakota Century Code, relating to claim and delivery to recover possession of personal property.

Introduced by Rep. Atkinson
Introduction, first reading, 308
Referred to Committee on Judiciary
Reported back, do pass, 517
Second reading and final passage, 546
To Senate, 598
Returned to House, passed, 969
Enrolled, 1207
Signed by Speaker, 1207
To Senate, 1212
Returned to House, 1215
Sent to Governor, 1218
Approved by Governor, 1335

House Bill No. 1516. A Bill for an Act to amend and reenact section 12-16-05 of the North Dakota Century Code, relating to escape or attempted escape from prison, and declaring an emergency.

Introduced by Rep. Atkinson
 Introduction, first reading, 308
 Referred to Committee on Judiciary
 Reported back, amended, 538
 Amendments adopted, 555
 Engrossed, 569
 Second reading and final passage, 571-572.
 Emergency clause carried, 572
 To Senate, 621
 Returned to House, passed, 969
 Enrolled, 1138
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1334

House Bill No. 1517. A Bill for an Act to amend and reenact section 43-17-21 of the North Dakota Century Code, relating to physician licensure without examination and temporary licenses.

Introduced by Rep. Opedahl
 Introduction, first reading, 308
 Referred to Committee on Social Welfare
 Reported back, amended, 586
 Amendments adopted, 603
 Engrossed, 619
 Second reading and final passage, 626
 To Senate, 723
 Returned to House, indefinitely postponed, 956

House Bill No. 1518. A Bill for an Act to amend and reenact section 51-10-06 of the North Dakota Century Code, relating to powers of the trade commission.

Introduced by Reps. Bridston, Hilleboe and Marsden
 Introduction, first reading, 308
 Referred to Committee on State and Federal Government
 Reported back, do pass, 410
 Second reading and final passage, 432
 To Senate, 472
 Returned to House, passed, 1025
 Enrolled, 1459
 Signed by Speaker, 1461
 To Senate, 1462
 Returned to House, 1463
 Sent to Governor, 1464

House Bill No. 1519. A Bill for an Act to create and enact sections 54-35-02.1 and 54-35-02.2 of the North Dakota Century Code, establishing the legislative audit and fiscal review committee as a division of the committee on budget of the legislative council; and to repeal chapter 54-35.1 of the North Dakota Century Code, relating to the legislative audit and fiscal review committee.

Introduced by Rep. Streibel
 Introduction, first reading, 308
 Referred to Committee on Appropriations

Reported back, amended, 483
 Amendments adopted, 494
 Engrossed, 515
 Second reading and final passage, 526
 To Senate, 574
 Returned to House, passed, 878
 Enrolled, 1138
 Signed by Speaker, 1176
 To Senate, 1177
 Returned to House, 1185
 Sent to Governor, 1203
 Approved by Governor, 1334

House Bill No. 1520. A Bill for an Act to amend and reenact subsection 1 of section 37-25-02 and sections 37-25-03 and 37-25-10 of the North Dakota Century Code, establishing an ending date to periods of service which give rise to credits or eligibility for Vietnam veterans' adjusted compensation; providing for maximum adjusted compensation payments; and declaring an emergency.

Introduced by Rep. Rundle
 Introduction, first reading, 308
 Referred to Committee on Veterans' Affairs
 Reported back, amended, 517
 Amendments adopted, 533
 Engrossed, 555
 Second reading and final passage, 557
 Emergency clause carried, 557
 To Senate, 598
 Returned to House, passed, 1066
 Enrolled, 1454
 Signed by Speaker, 1455
 To Senate, 1456
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1521. A Bill for an Act to amend and reenact section 43-01-15.1 of the North Dakota Century Code, relating to abstracts of title to be furnished upon request.

Introduced by Rep. Rundle
 Introduction, first reading, 308
 Referred to Committee on Natural Resources
 Reported back, do pass, 586
 Lost, 618

House Bill No. 1522. A Bill for an Act to create and enact a subdivision d to subsection 2 of section 11-10-10 of the North Dakota Century Code, relating to salaries of county officers.

Introduced by Rep. Winkjer
 Introduction, first reading, 308
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 635

House Bill No. 1523. A Bill for an Act relating to the profession of social work, providing for the licensing and regulation of social workers, creating a state board of examiners, prescribing its powers and duties, and providing a penalty.

Introduced by Reps. Watkins, Laske, Froeber and Raymond
 Introduction, first reading, 309
 Referred to Committee on Social Welfare
 Reported back, indefinitely postponed, 588

House Bill No. 1524. A Bill for an Act to regulate the leasing of coal in place, to establish the maximum term of years of such leases, to require a percentage royalty to be paid on such leases, to require delay rentals to be paid for such leases instead of advance royalties deductible from the landowner's own coal when produced, and to authorize the public service commission to hold public hearings on terms and practices of coal leasing activities in the state of North Dakota.

Introduced by Rep. Backes
 Introduction, first reading, 309
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 518
 Adoption of Committee report reconsidered, 519
 Motion to place on calendar prevailed, 519
 Lost, 547

House Bill No. 1525. A Bill for an Act to create and enact section 6-09.2-07.1, and to amend and reenact sections 6-09.2-01, 6-09.2-02, and 6-09.2-03, subsections 1 and 6 of section 6-09.2-04, sections 6-09.2-05, 6-09.2-06, and 6-09.2-08 of the North Dakota Century Code, relating to the definition of "industrial projects" and the authority of the Bank of North Dakota to insure loans made by financial institutions under the industrial building mortgage program.

Introduced by Rep. Bridston
 Introduction, first reading, 309
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 613
 Second reading and final passage, 675
 To Senate, 761
 Returned to House, indefinitely postponed, 1073

House Bill No. 1526. A Bill for an Act to amend and reenact section 14-06-05 of the North Dakota Century Code, relating to revocation of decree of separate maintenance and granting of divorce.

Introduced by Rep. LaGrave
 Introduction, first reading, 309
 Referred to Committee on Judiciary
 Reported back, do pass, 518
 Second reading and final passage, 547
 To Senate, 598
 Returned to House, passed, 969
 Enrolled, 1207
 Signed by Speaker, 1207
 To Senate, 1212
 Returned to House, 1215
 Sent to Governor, 1218
 Approved by Governor, 1335

House Bill No. 1527. A Bill for an Act to amend sections 39-24-02 and 39-24-03 and subsection 5 of section 39-24-09, of the North Dakota Century Code, relating to the registration and rules of operation for snowmobiles and providing that all snowmobiles be registered, that the size of the numerals and letters on the decal issued by the motor vehicle registrar be increased, that the registration number be affixed to the running track of the snowmobile, and that a crash helmet be worn by all operators of snowmobiles.

Introduced by Reps. Royse and LaGrave
 Introduction, first reading, 309
 Referred to Committee on Transportation
 Reported back, indefinitely postponed on division vote, 635

House Bill No. 1528. A Bill for an Act to provide for the imposition of a tax upon persons, firms, partnerships, corporations, associations, and state or political subdivisions engaged in the business of removing gravel from gravel pits or deposits of gravel, for enforcing and collecting such taxes, and providing a penalty.

Introduced by Rep. Laughlin
Introduction, first reading, 309
Referred to Committee on Finance and Taxation
Reported back, indefinitely postponed, 664

House Bill No. 1529. A Bill for an Act to amend and reenact section 50-01-08 of the North Dakota Century Code, relating to the compensation of members of county welfare boards.

Introduced by Rep. Laughlin
Introduction, first reading, 309
Referred to Committee on Political Subdivisions
Reported back, indefinitely postponed, 635
Substitute motion to place Bill on calendar failed, 635
Adoption of Committee report reconsidered, 640
Second reading and final passage, 640
To Senate, 723
Returned to House, passed, 1058
Enrolled, 1454
Signed by Speaker, 1455
To Senate, 1456
Returned to House, 1456
Sent to Governor, 1457

House Bill No. 1530. A Bill for an Act to amend and reenact section 24-05-01 and subsection 3 of section 57-15-06 of the North Dakota Century Code, relating to the county road tax levy and county levy limitations.

Introduced by Rep. Laughlin
Introduction, first reading, 310
Referred to Committee on Political Subdivisions
Reported back, amended, 586-587
Amendments adopted, 603
Engrossed, 619
Second reading and final passage, 627
To Senate, 723
Returned to House, passed, 956
Enrolled, 1454
Signed by Speaker, 1455
To Senate, 1456
Returned to House, 1456
Sent to Governor, 1457

House Bill No. 1531. A Bill for an Act to amend and reenact subsection 1 of section 54-03.2-02, and sections 54-03.2-03, 54-03.2-08, 54-03.2-09, and 54-35-02 of the North Dakota Century Code, relating to the authority of the legislative assembly and its standing, select, and interim committees to issue subpoenas, and declaring an emergency.

Introduced by Rep. Hilleboe
Introduction, first reading, 578
Referred to Committee on Judiciary
Reported back, do pass, 613
Second reading and final passage, 676
Emergency clause carried, 676

To Senate, 761
 Returned to House, passed, 1005
 Enrolled, 1454
 Signed by Speaker, 1455
 To Senate, 1456
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1532. A Bill for an Act to establish a North Dakota American revolution bicentennial commission.

Introduced by Rep. Solberg
 Introduction, first reading, 578
 Referred to Committee on State and Federal Government
 Reported back, do pass, 643
 Second reading and final passage, 689
 To Senate, 761
 Returned to House, passed, 1025
 Enrolled, 1454
 Signed by Speaker, 1455
 To Senate, 1456
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1533. A Bill for an Act to provide that participation in the performance of an abortion is not mandatory, and declaring an emergency.

Introduced by Rep. Atkinson
 Introduction, first reading, 578
 Referred to Committee on Judiciary
 Reported back, do pass, 643
 Second reading and final passage, 689
 Emergency clause carried, 690
 To Senate, 761
 Returned to House, passed, 969
 Enrolled, 1454
 Signed by Speaker, 1455
 To Senate, 1456
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1534. A Bill for an Act to amend and reenact sections 39-20-04, 39-20-05, and 39-20-06 of the North Dakota Century Code, relating to the procedures applicable to the revocation of a driver's license under the implied consent provisions of the chemical test law, and declaring an emergency.

Introduced by Rep. Atkinson through the Committee on Delayed Bills, 948
 Introduction, first reading, 948
 Referred to Committee on Judiciary
 Reported back, do pass, 1064
 Second reading and final passage, 1086
 Clincher, 1086
 To Senate, 1137
 Returned to House, passed, 1237
 Enrolled, 1454
 Signed by Speaker, 1455
 To Senate, 1456
 Returned to House, 1456
 Sent to Governor, 1457

House Bill No. 1535. A Bill for an Act making an appropriation and providing for the improvement of the south plaza of the state capitol building, and declaring an emergency.

Introduced by Committee on Appropriations through the Committee on Delayed Bills
 Introduction, first reading, 1016
 Referred to Committee on Appropriations
 Reported back, do pass, 1068
 Second reading and final passage, 1106
 Emergency clause carried, 1106
 To Senate, 1137
 Returned to House, indefinitely postponed, 1294

House Bill No. 1536. A Bill for an Act to authorize agreements between the state treasurer, state tax commissioner and the various recognized Indian tribes on reservations lying wholly or partly in the state of North Dakota.

Introduced by Rep. Dornacker through Committee on Delayed Bills
 Introduction, first reading, 1040
 Referred to Committee on Finance and Taxation
 Reported back, amended, 1049
 Amendments adopted, 1072
 Lost, 1122

House Bill No. 1537. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01, and sections 57-38-29, 57-39.2-03.2, 57-39.2-04.1, 57-40.2-03.2, and 57-40.2-04.1 of the North Dakota Century Code, relating to income tax definitions and rates on individuals, and providing for the exemption of food and food products from the sales and use tax; providing for an effective date; and providing for the nonseverability of the sections of this Act.

Introduced by Reps. Streibel and Strinden, through the Committee on Delayed Bills
 Introduction, first reading, 1081
 Referred to Committee on Finance and Taxation
 Reported back, divided, 1170-1172
 Majority, amend, 1170-1172
 Minority, do pass, 1172
 Minority report prevailed, 1172
 Second reading and final passage, 1192
 Clincher, 1193
 To Senate, 1206
 Returned to House, amended, 1374
 House does not concur, 1380
 Conference Committee:
 House, 1380
 Senate, 1391
 Conference Committee report:
 House does not adopt, 1411
 Motion to reconsider action by which House failed to adopt Conference Committee report failed, 1411
 Conference Committee:
 House, 1414
 Senate, 1420
 Conference Committee report:
 House adopts, 1443
 Amendments adopted, 1443
 Rules suspended, properly re-engrossed, placed on final passage, 1443

1443

Clincher, 1443
Conference Committee report:
Senate adopts, 1447
Enrolled, 1459
Signed by Speaker, 1461
To Senate, 1462
Returned to House, 1463
Sent to Governor, 1457

House Bill No. 1538. A Bill for an Act to amend and reenact sections 57-02-27, 57-02-34, and 57-05-01 of the North Dakota Century Code, providing for the classification of property for purposes of taxation.

Introduced by Rep. Weber through Committee on Delayed Bills,
1131
Introduction, first reading, 1131
Referred to Committee on Finance and Taxation
Reported back, amended, 1172
Amendments adopted, 1208
Engrossed, 1243
Motion to move to head of calendar prevailed, 1251
Re-referred to Committee on Finance and Taxation
Returned to House, 1290
Withdrawn, 1290

House Bill No. 1539. A Bill for an Act to amend and reenact sections 11-09-19, 11-09-22, and 11-09-24 of the North Dakota Century Code, relating to the appointment of sheriffs, county judges, and superintendents of schools in counties adopting a short form of county managership.

Introduced by Rep. Rundle through Committee on Delayed Bills
Introduction, first reading, 1131
Referred to Committee on Political Subdivisions
Reported back, do pass, 1144
Second reading and final passage, 1193
Clincher, 1194
To Senate, 1206
Returned to House, passed, 1390
Enrolled, 1459
Signed by Speaker, 1461
To Senate, 1462
Returned to House, 1463
Sent to Governor, 1464

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3001. A concurrent resolution inviting the Honorable Alvin C. Strutz, Chief Justice of the North Dakota Supreme Court, to address a joint session of the Legislative Assembly on the "State of the Judiciary".

Introduced by Reps. Backes and Streibel
 Introduction, first reading, 25
 Rules suspended, not referred to Committee, read in entirety, not printed as a Bill, printed in Journal, placed on second reading and final passage, 25
 Second reading and final passage, 26
 To Senate, 26
 Returned to House, passed, 39
 Enrolled, 39
 Signed by Speaker, 39
 Sent to Senate, 39
 Returned to House, signed by President, 39
 Messaged to Secretary of State, 181

House Concurrent Resolution No. 3002. A Concurrent Resolution proposing an amendment to section 7 of the Constitution of the state of North Dakota, relating to the size of trial juries and the number of jurors required to render a decision in civil and criminal cases, and providing an effective date.

Introduced by Reps. McGauvran, Austin and Lundene
 Introduction, first reading and referred to Committee on Judiciary, 61
 Reported back, amended, 716
 Amendments adopted, 735
 Re-referred to Committee on Legislative Council Resolutions, 735
 Engrossed, 765
 Second reading and final passage, 783
 Clincher, 784
 To Senate, 792
 Returned to House, passed, 1058
 Enrolled, 1471
 Signed by Speaker, 1471
 Sent to Senate, 1472
 Returned to House, signed by President, 1473
 Messaged to Secretary of State, 1473

House Concurrent Resolution No. 3003. A Concurrent Resolution calling for a continuing study of the Uniform Probate Code introduced in the Forty-third Legislative Assembly as House Bill No. 1040.

Introduced by Reps. Solberg, Herman, Rice and Raymond
Introduction, first reading and referred to Committee on Judiciary, 61
 Reported back, amended, 716
 Amendments adopted, 735
 Re-referred to Committee on Legislative Council Resolutions, 735
 Engrossed, 765
 Reported back, do pass, 1081
 Second reading and final passage, 1123
 To Senate, 1137
 Returned to House, passed, 1199
 Enrolled, 1471
 Signed by Speaker, 1471

Sent to Senate, 1471
 Returned to House, signed by President, 1472
 Messaged to Secretary of State, 1472

House Concurrent Resolution No. 3004. A Concurrent Resolution providing for a study by the Legislative Council of the impact of Federal revenue sharing upon programs of the State and its local units of government.

Introduced by Reps. Strinden and Haugland
 Introduction, first reading and referred to Committee on Political Subdivisions, 61
 Reported back, do pass, 236
 Re-referred to Committee on Legislative Council Resolutions, 252
 Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3005. A concurrent resolution urging the United States Civil Aeronautics Board to grant authority to a second airline to serve North Dakota on east-west routes.

Introduced by Reps. Hensrud, Herman and Winge
 Introduction, first reading and referred to Committee on Transportation, 62
 Reported back, do pass, 102
 Second reading and final passage, 115
 To Senate, 129
 Returned to House, passed, 329
 Enrolled, 1016
 Signed by Speaker, 1020
 Sent to Senate, 1020
 Returned to House, signed by President, 1037
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3006. A Concurrent Resolution directing the Legislative Council to continue the study directed by House Concurrent Resolution No. 3050 adopted by the Forty-second Legislative Assembly, relating to the revision and modernization of the criminal laws of this state, and directing the Legislative Council to seek available federal funds to assist the Council in carrying out the study.

Introduced by Reps. Atkinson, Hilleboe, Murphy and Stone
 Introduction, first reading and referred to Committee on Judiciary, 62
 Reported back, amended, 137
 Amendments adopted, 151
 Engrossed, 168
 Re-referred to Committee on Legislative Council Resolutions, 171
 Second reading and final passage, 1124
 To Senate, 1137
 Returned to House, passed, 1199
 Enrolled, 1471
 Signed by Speaker, 1471
 Sent to Senate, 1472
 Returned to House, signed by President, 1473
 Messaged to Secretary of State, 1473

House Concurrent Resolution No. 3007. A Concurrent Resolution requesting the Legislative Council to study North Dakota laws regarding the bonding of public employees.

Introduced by Reps. Hilleboe, Peterson and Wilkie
 Introduction, first reading and referred to Committee on State and Federal Government, 62

Reported back, do pass, 81
 Second reading and final passage, 95
 To Senate, 102
 Returned to House, passed, 242
 Enrolled, 912
 Signed by Speaker, 913
 Sent to Senate, 914
 Returned to House, signed by President, 914
 Messaged to Secretary of State, 915

House Concurrent Resolution No. 3008. A Concurrent Resolution urging that the United States Congress change Veterans Day back to November 11.

Introduced by Rep. Rundle
 Introduction, first reading and referred to Committee on Veterans' Affairs, 62
 Reported back, do pass, 137
 Second reading and final passage, 159
 To Senate, 168
 Returned to House, passed, 425
 Enrolled, 912
 Signed by Speaker, 913
 Sent to Senate, 914
 Returned to House, signed by President, 914
 Messaged to Secretary of State, 915

House Concurrent Resolution No. 3009. A Concurrent Resolution for the ratification of a proposed amendment to the Constitution of the United States, prohibiting states from denying a citizen equality of rights under law on account of sex.

Introduced by Reps. Eagles, Fleming, Wagner, Hendrickson and Hildebrand
 Introduction, first reading and referred to Committee on Judiciary, 62
 Reported back, divided, 406
 Majority to indefinitely postpone, 406
 Minority to do pass, 406
 Minority report prevailed, 409
 Lost, 413
 Clincher, 414

House Concurrent Resolution No. 3010. A Concurrent Resolution urging the Attorney General of the State of North Dakota to bring suit in federal court to restore the second United States Representative to the State.

Introduced by Reps. Winkjer and Scofield
 Introduction, first reading and referred to Committee on Judiciary, 62
 Reported back, do pass, 109
 Second reading and final passage, 125
 To Senate, 142
 Returned to House, indefinitely postponed, 1006

House Concurrent Resolution No. 3011. A Concurrent Resolution directing the Legislative Council to conduct an interim study to determine a means to coordinate the efforts of various state agencies concerned with, and engaged in, the study of freight rates in North Dakota.

Introduced by Rep. Jacob
 Introduction, first reading and referred to Committee on Transportation, 62
 Reported back, amended, 89
 Amendments adopted, 98
 Engrossed, 113
 Re-referred to Committee on Legislative Council Resolutions, 113
 Reported back, indefinitely postponed, 1129
 Reconsidered, 1130
 To Senate, 1137
 Returned to House, indefinitely postponed, 1237

House Concurrent Resolution No. 3012. A Concurrent Resolution for the amendment of sections 28 and 34 of the Constitution of the State of North Dakota, relating to qualifications of legislators.

Introduced by Rep. Jacob
 Introduction, first reading and referred to Committee on Judiciary, 62
 Reported back, amended, 462-463
 Amendments adopted, 479
 Engrossed, 493
 Second reading and final passage, 507
 To Senate, 552
 Returned to House, indefinitely postponed, 1024

House Concurrent Resolution No. 3013. A Concurrent Resolution commending the North Dakota Congressional Delegation for its opposition to President Richard M. Nixon's budget cuts affecting rural America.

Introduced by Reps. Backes and Weber
 Introduction, first reading and referred to Committee on State and Federal Government, 120
 Reported back, indefinitely postponed, 310

House Concurrent Resolution No. 3014. A Concurrent Resolution commending the administration of President Richard M. Nixon for successfully fighting inflation through whatever means and by whatever actions must be taken, despite the unpopularity of some of the actions, and for its outstanding work in increasing the Nation's export trade, thus causing a sharp and very much appreciated rise in the prices of agricultural commodities, particularly wheat.

Introduced by Reps. Streibel, Strinden and K. Johnson
 Introduction, first reading and referred to Committee on State and Federal Government, 135
 Reported back, withdrawn, 311

House Concurrent Resolution No. 3015. A Concurrent Resolution commending President Richard M. Nixon for the increases during his administration in the prices of wheat, grain, and livestock, and for running an agricultural program with less governmental interference than in past administrations.

Introduced by Reps. Rau, Gunderson, Larson, Ganser and Reimers
 Introduction, first reading and referred to Committee on State and Federal Government, 125
 Reported back, indefinitely postponed, 311
 Substitute motion to place Bill on calendar prevailed, 311
 Second reading and final passage, 329
 To Senate, 373
 Returned to House, indefinitely postponed, 1006

House Concurrent Resolution No. 3016. A Concurrent Resolution urging Congress to adopt the metric system for weights and measurements in the United States.

Introduced by Reps. Atkinson, Backlin, Wagner, Miedema and Orange
 Introduction, first reading and referred to Committee on State and Federal Government, 144
 Reported back, do pass, 218
 Second reading and final passage, 242
 To Senate, 275
 Returned to House, passed, 1066
 Enrolled, 1471
 Signed by Speaker, 1471
 Sent to Senate, 1472
 Returned to House, signed by President, 1472
 Messaged to Secretary of State, 1472

House Concurrent Resolution No. 3017. A Concurrent Resolution for the amendment of the Constitution of the State of North Dakota relating to the retirement, discipline, and removal of supreme and district court judges.

Introduced by Reps. Hartle, Kretschmar, Ganser and Winkjer
 Introduction, first reading and referred to Committee on Judiciary, 144
 Reported back, amended, 645
 Amendments adopted, 686
 Engrossed, 733
 Second reading and final passage, 749
 Clincher, 749
 To Senate, 792
 Returned to House, amended, 1202
 House concurs, 1256
 Rules suspended, properly re-engrossed, placed on final passage, 1256
 Clincher, 1257
 Engrossed, 1471
 Enrolled, 1471
 Signed by Speaker, 1471
 Sent to Senate, 1472
 Returned to House, signed by President, 1472
 Messaged to Secretary of State, 1473

House Concurrent Resolution No. 3018. A Concurrent Resolution expressing support of the public access program administered by the Agricultural Stabilization and Conservation Service of the United States Department of Agriculture.

Introduced by Reps. Weber and Winge
 Introduction, first reading and referred to Committee on Agriculture, 144
 Reported back, amended, 384-385
 Amendments adopted, 404
 Engrossed, 422
 Second reading and final passage, 424
 Returned to House, passed, 878
 Enrolled, 1471
 Signed by Speaker, 1471
 Sent to Senate, 1472
 Returned to House, signed by President, 1473
 Messaged to Secretary of State, 1473

House Concurrent Resolution No. 3019. A concurrent resolution urging the merger of library facilities in certain cities and counties.

Introduced by Rep. Winkjer
 Introduction, first reading and referred to Committee on Political Subdivisions, 163
 Reported back, do pass, 256
 Second reading and final passage, 274
 To Senate, 330
 Returned to House, passed, 838
 Enrolled, 1471
 Signed by Speaker, 1471
 Sent to Senate, 1472
 Returned to House, signed by President, 1473
 Messaged to Secretary of State, 1473

House Concurrent Resolution No. 3020. A concurrent resolution to create a new Article IV of the Constitution of the state of North Dakota, relating to the judicial branch of government; the jurisdiction of the supreme, district, and other courts; the creation of judicial districts; the procedure for the selection, disapproval, removal, and retirement of justices and judges; authorizing tribunals of conciliation; and to repeal Article IV, consisting of sections 85 through 120, of the Constitution of the state of North Dakota, relating to the jurisdiction of the supreme, district, county, and municipal courts; the time of holding sessions; the location of judicial districts; and to other judicial matters.

Introduced by Rep. Winkjer
 Introduction, first reading and referred to Committee on Judiciary, 163
 Reported back, indefinitely postponed, 664

House Concurrent Resolution No. 3021. A Concurrent Resolution to amend and reenact sections 56 and 67 of the Constitution of the State of North Dakota, relating to flexible sessions of the legislative assembly; and to repeal sections 55 and 60 of the Constitution of the State of North Dakota, relating to the sessions and procedures of the legislative assembly.

Introduced by Reps. Atkinson and Streibel
 Introduction, first reading and referred to Committee on State and Federal Government, 206
 Reported back, do pass, 328
 Second reading and final passage, 355
 To Senate, 401
 Returned to House, indefinitely postponed, 1199

House Concurrent Resolution No. 3022. A Concurrent Resolution requesting a legislative council study of the feasibility of establishing a Department of Transportation to provide rail passenger service to the communities in this state.

Introduced by Rep. Gengler
 Introduction, first reading and referred to Committee on Transportation, 206
 Reported back, do pass, 483
 Re-referred to Committee on Legislative Council Resolutions, 483
 Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3023. A Concurrent Resolution urging the President of the United States and the Congress of the United States to provide a moratorium on any railroad abandonments pending a complete study of the transportation needs of this nation.

Introduced by Rep. Gengler
 Introduction, first reading and referred to Committee on Transportation, 206
 Reported back, indefinitely postponed by roll call vote, 502

House Concurrent Resolution No. 3024. A Concurrent Resolution urging the President of the United States and the Congress of the United States to amend the Rail Passenger Service Act of 1970 (Public Law 91-518).

Introduced by Rep. Gengler
 Introduction, first reading and referred to Committee on Transportation, 206
 Reported back, indefinitely postponed, 463

House Concurrent Resolution No. 3025. A Concurrent Resolution urging AMTRAK to improve the service and facilities of the national rail passenger service.

Introduced by Rep. Gengler
 Introduction, first reading and referred to Committee on Transportation, 207
 Reported back, do pass, 483
 Second reading and final passage, 508
 To Senate, 552
 Returned to House, indefinitely postponed, 909

House Concurrent Resolution No. 3026. A Concurrent Resolution providing and designating House and Senate employees and fixing their salaries.

Introduced by Committee on Employment
 Rules suspended, not referred to Committee, read in entirety, not printed as a Bill, printed in Journal, placed on second reading and final passage, 222
 Second reading and final passage, 225
 To Senate, 226
 Returned to House, amended, 242
 House concurs, 244
 Rules suspended, properly engrossed, placed on final passage, 244
 Enrolled, 913
 Signed by Speaker, 913
 Sent to Senate, 914
 Returned to House, signed by President, 914
 Messaged to Secretary of State, 915

House Concurrent Resolution No. 3027. A Concurrent Resolution urging the State Electrical Board to amend its regulations regarding collection of certificate fees for electrical installations.

Introduced by Reps. Nermyr, K. Johnson and Garnas
 Introduction, first reading and referred to Committee on Industry, Business and Labor, 230
 Reported back, indefinitely postponed, 542

House Concurrent Resolution No. 3028. A Concurrent Resolution urging the Director of Institutions to compare heating with lignite coal to heating with other fuels, and to urge the state agencies and departments controlling various state buildings and institutions, particularly the State Board of Higher Education and the Director of Institutions, to carefully consider returning to lignite coal as a primary heating fuel.

Introduced by Reps. Rundle, K. Johnson, Rivinius and Murphy
 Introduction, first reading and referred to Committee on State
 and Federal Government, 230
 Reported back, do pass, 328
 Second reading and final passage, 356
 To Senate, 401
 Returned to House, indefinitely postponed, 1073

House Concurrent Resolution No. 3029. A Concurrent Resolution urging the State Game and Fish Commissioner to recommend to the Governor the declaration of an emergency proclamation which would open a season for aerial hunting of fox and coyote predators until March 31, 1973.

Introduced by Reps. Winkjer and Scofield
 Introduction, first reading and referred to Committee on Natural Resources, 280

Reported back, indefinitely postponed, 519

House Concurrent Resolution No. 3030. A Concurrent Resolution urging the National Water Commission to delete from the final draft of its proposed national water policy the conclusions and recommendations of the Iowa State University study which adversely affect agriculture and reclamation development.

Introduced by Rep. Jenkins

Introduction, first reading and referred to Committee on Natural Resources, 315

Rules suspended, not referred to Committee, read in entirety, not printed as a Bill, printed in Journal, placed on second reading and final passage, 377

Second reading and final passage, 378

To Senate, 400

Returned to House, passed, 484

Enrolled, 1471

Signed by Speaker, 1472

Sent to Senate, 1472

Returned to House, Signed by President, 1473

Messaged to Secretary of State, 1473

House Concurrent Resolution No. 3031. A Concurrent Resolution expressing the Forty-third Legislative Assembly's admiration for the late President Lyndon B. Johnson and expressing its sorrow at his death.

Introduced by Reps. Streibel and Backes

Introduction, first reading and referred to Committee, 315

Rules suspended, not referred to Committee, read in entirety, not printed as a Bill, printed in Journal, placed on second reading and final passage, 315-316

Second reading and final passage, 316

To Senate, 320

Returned to House, passed, 348

Enrolled, 913

Signed by Speaker, 913

Sent to Senate, 914

Returned to House, signed by President, 914

Messaged to Secretary of State, 915

House Concurrent Resolution No. 3032. A concurrent resolution urging adequate service and reasonable freight rates for the transportation of North Dakota's agricultural products.

Introduced by Rep. Streibel

Introduction, first reading and referred to Committee on Transportation, 320

Reported back, do pass, 587
 Second reading and final passage, 618
 To Senate, 723
 Returned to House, amended, 960
 House concurs, 963
 Second reading and final passage, 1012
 Engrossed and enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1472
 Returned to House, signed by President, 1473
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3033. A concurrent resolution commending President Richard M. Nixon upon the successful negotiation of a Vietnam peace, and expressing happiness of the Forty-third Legislative Assembly that the conflict is coming to an end.

Introduced by Reps. Streibel and Strinden
 Rules suspended, not referred to Committee, read in entirety, not printed as a Bill, printed in Journal, placed on second reading and final passage, 330
 Second reading and final passage, 331
 To Senate, 332
 Returned to House, passed, 348
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3034. A concurrent resolution urging the United States Postal Service to change its instructions for rural route extensions so that all rural homes receive mail at the end of their driveways.

Introduced by Rep. Tweten
 Introduction, first reading and referred to Committee on Agriculture, 395
 Reported back, amended, 587
 Amendments adopted, 603
 Engrossed, 619
 Second reading and final passage, 631
 To Senate, 723
 Returned to House, amended, 1203
 House concurs, 1258
 Rules suspended, properly re-engrossed, placed on final passage, 1258
 Clincher, 1258
 Engrossed and enrolled, 1471
 Signed by Speaker, 1471
 Sent to Senate, 1472
 Returned to House, signed by President, 1473
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3035. A concurrent resolution directing the Legislative Council to conduct a study of where interest earned on dedicated public funds is deposited.

Introduced by Committee on Appropriations
 Introduction, first reading and referred to Committee on Appropriations, 442
 Reported back, do pass, 665
 Re-referred to Committee on Legislative Council Resolutions, 665

Second reading and final passage, 1125
 To Senate, 1137
 Returned to House, passed, 1199
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3036. A Concurrent Resolution urging public transportation facilities to extend special rates to all students.

Introduced by Reps. Atkinson, Metzger and Martinson
 Introduction, first reading and referred to Committee on Transportation, 464
 Reported back, do pass, 587
 Second reading and final passage, 619
 To Senate, 723
 Returned to House, indefinitely postponed, 932

House Concurrent Resolution No. 3037. A Concurrent Resolution urging the United States Postal Service to issue a commemorative stamp on the 150th anniversary of Sondre Norheim's birth.

Introduced by Reps. Lundene, H. Johnson and Livingston
 Introduction, first reading and referred to Committee on State and Federal Government, 464
 Reported back, do pass, 519
 Second reading and final passage, 548
 To Senate, 598
 Returned to House, passed, 1058
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3038. A Concurrent Resolution providing for a study by the Legislative Council to determine the feasibility of creating a state department of transportation.

Introduced by Rep. Poyzer
 Introduction, first reading and referred to the Legislative Council Resolutions Committee, 490
 Reported back, do pass, 587
 Re-referred to Committee on Legislative Council Resolutions, 587
 Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3039. A concurrent resolution urging Congress to give favorable consideration to House Bill No. 2235, to increase the authorization for the appropriation of federal funds for completion of the formal garden and erection of the peace tower at the International Peace Garden.

Introduced by Reps. Solberg and Haugland
 Introduction, first reading and referred to Committee on State and Federal Government, 509
 Reported back, do pass, 538
 Second reading and final passage, 557
 To Senate, 598
 Returned to House, passed, 1058
 Enrolled, 1471

Signed by Speaker, 1472
Sent to Senate, 1473
Returned to House, signed by President, 1474
Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3040. A concurrent resolution expressing concern and dissatisfaction with certain provisions of the Omnibus Crime Control and Safe Streets Act of 1968, as amended.

Introduced by Rep. Eagles
Introduction, first reading and referred to Committee on Judiciary, 509
Reported back, amended, 645
Amendments adopted, 686
Second reading and final passage, 750
Clincher, 750
To Senate, 792
Returned to House, passed, 1025
Enrolled, 1471
Signed by Speaker, 1472
Sent to Senate, 1473
Returned to House, signed by President, 1474
Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3041. A Concurrent Resolution commending Jamestown Police Sergeant Gerald Rudnick for his quick action and courage in rescuing a four-year old boy from a burning home.

Introduced by Rep. Larson
Rules suspended, not referred to Committee, read in entirety, not printed as a Bill, printed in Journal, placed on second reading and final passage, 533
Second reading and final passage, 534
To Senate, 552
Returned to House, passed, 599
Enrolled, 1016
Signed by Speaker, 1020
Sent to Senate, 1020
Returned to House, signed by President, 1037
Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3042. A Concurrent Resolution honoring North Dakotans who have died or who are listed as captured or missing in action in Vietnam.

Introduced by Rep. Rundle
Introduction, first reading and referred to Committee on Appropriations, 534
Rules suspended, not referred to Committee, read in entirety, not printed as a Bill, printed in Journal, placed on second reading and final passage, 690
Reported back, do pass, 640
Second reading and final passage, 691
To Senate, 761
Returned to House, passed, 1058
Enrolled, 1471
Signed by Speaker, 1472
Sent to Senate, 1473
Returned to House, signed by President, 1474
Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3043. A Concurrent Resolution directing the Legislative Council to study and review the functions and utilization of the state communications system.

Introduced by Committee on Appropriations
 Introduction, first reading and referred to Committee on Appropriations, 534
 Reported back, do pass, 717
 Re-referred to Committee on Legislative Council Resolutions, 717
 Second reading and final passage, 1125
 To Senate, 1137
 Returned to House, passed, 1199
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3044. A Concurrent Resolution commending the North Dakota Air National Guard for its second consecutive victory in the Aerospace Defense Command's worldwide weapons and aircrew competition in 1972.

Introduced by Reps, Hentges, Hildebrand and Bunker
 Introduction, first reading and referred to Committee on Veterans' Affairs, 534
 Reported back, amended, 645
 Amendments adopted, 686
 Second reading and final passage, 750
 Clincher, 750
 To Senate, 792
 Returned to House, passed, 1058
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3045. A Concurrent Resolution directing the Legislative Council to study the need for statewide legislation and regulation regarding cable television.

Introduced by Rep. Jacob
 Introduction, first reading and referred to Committee on Industry, Business and Labor, 534
 Reported back, do pass, 645
 Re-referred to Committee on Legislative Council Resolutions, 645
 Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3046. A Concurrent Resolution for the submittal of a constitutional amendment to the electorate for an amendment of sections 153, 154, 155, and 156; and to repeal sections 157, 158, 160, 161, 163, 164, and 165 of the North Dakota Constitution, all relating to the use and investment of trust funds of the common schools and state educational, penal, and charitable institutions and the leasing, appraisal, and sale of school lands.

Introduced by Rep. Knudson
 Introduction, first reading and referred to Committee on Judiciary, 574
 Reported back, do pass, 613
 Lost, 676-677

House Concurrent Resolution No. 3047. A Concurrent Resolution directing a study by the Legislative Council to determine the feasibility and desirability of uniform laws with regard to professional licensing boards and of inclusion of citizen members on such boards.

Introduced by Rep. Strinden

Introduction, first reading and referred to Committee on Industry, Business and Labor, 574

Reported back, do pass, 717

Re-referred to Committee on Legislative Council Resolutions, 717

Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3048. A Concurrent Resolution urging that the Bureau of Reclamation and the Bureau of Sport Fisheries and Wildlife deal more equitably with persons affected by the Garrison Diversion Project, and that landowners severely damaged by the construction of an irrigation canal be allowed to draw water from such canal regardless of membership or nonmembership in an irrigation district.

Introduced by Reps. Schindler, Thorsgard and Freborg

Introduction, first reading and referred to Committee on State and Federal Government, 578

Reported back, do pass, 645

Second reading and final passage, 692

To Senate, 761

Returned to House, indefinitely postponed, 1024

House Concurrent Resolution No. 3049. A Concurrent Resolution directing the Legislative Council to conduct a study of fees charged by state agencies for services performed for the public.

Introduced by Committee on State and Federal Government

Introduction, first reading and referred to Committee on State and Federal Government, 579

Reported back, do pass, 665

Re-referred to Committee on Legislative Council Resolutions, 665

Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3050. A Concurrent Resolution for the amendment of section 45 of the Constitution of the state of North Dakota, relating to compensation of members of the Legislative Assembly and providing an independent commission to set legislative pay and compensation.

Introduced by Reps. Solberg and Kingsbury

Introduction, first reading and referred to Committee on State and Federal Government, 579

Reported back, do pass, 645

Second reading and final passage, 692

To Senate, 761

Returned to House, passed, 1058

Enrolled, 1471

Signed by Speaker, 1472

Sent to Senate, 1473

Returned to House, signed by President, 1474

Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3051. A Concurrent Resolution directing the Legislative Council to study the aspects of implementation, operation, and utilization of a municipal bond purchase fund in the Bank of North Dakota for the purpose of purchasing general obligation and certain revenue bonds of political subdivisions.

Introduced by Rep. Strinden -
 Introduction, first reading and referred to Committee on State
 and Federal Government, 636
 Reported back, do pass, 665
 Re-referred to Committee on Legislative Council Resolutions
 Committee, 665
 Second reading and final passage, 1126
 To Senate, 1137
 Returned to House, passed, 1199
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3052. A Concurrent Resolution directing the Legislative Council to make a study for the purpose of determining the necessity for a statewide housing authority.

Introduced by Rep. Atkinson
 Introduction, first reading and referred to Committee on State
 and Federal Government, 636
 Reported back, do pass, 665
 Re-referred to Committee on Legislative Council Resolutions, 665
 Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3053. A Concurrent Resolution urging all railroads to voluntarily place reflectorized tape or numerals on their cars for safety purposes; and urging the Congress of the United States and the Federal Railroad Administration to enact laws and regulations to require such action in the event that railroads fail to voluntarily do so.

Introduced by Reps. Laughlin, Stoltenow and Wilkie
 Introduction, first reading and referred to Committee on In-
 dustry, Business and Labor, 636
 Reported back, do pass, 717
 Second reading and final passage, 750
 Clincher, 750
 To Senate, 791
 Returned to House, indefinitely postponed, 1148

House Concurrent Resolution No. 3054. A Concurrent Resolution directing the Legislative Council to conduct an interim study of the North Dakota Merit System Council.

Introduced by Rep. Strinden
 Introduction, first reading and referred to Committee on State
 and Federal Government, 636
 Reported back, do pass, 665
 Re-referred to Committee on Legislative Council Resolutions, 665
 Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3055. A Concurrent Resolution urging the Congress of the United States to review federal statutes relative to the Aid to Families with Dependent Children Program.

Introduced by Committee on Appropriations
 Introduction, first reading and referred to Committee on Ap-
 propriations, 646
 Reported back, do pass, 717
 Second reading and final passage, 750

Clincher, 750
 To Senate, 791
 Returned to House, passed, 970
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3056. A Concurrent Resolution directing the Legislative Council to study and review statutes relating to labor laws in the public and private sector of North Dakota's economy.

Introduced by Committee on Industry, Business and Labor
 Introduction, first reading and referred to Committee on Industry, Business and Labor, 646
 Reported back, do pass, 717
 Re-referred to Committee on Legislative Council Resolutions, 717
 Reported back, indefinitely postponed, 1129
 Substitute motion to place on calendar prevailed
 Second reading and final passage, 1194
 Clincher, 1195
 To Senate, 1206
 Returned to House, indefinitely postponed, 1237
 Senate requests return, 1398
 House accedes to Senate request, 1408
 Returned to House, passed, 1424
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3057. A Concurrent Resolution urging Congress to reassert its constitutional role in the planning, reviewing, and implementing of foreign policy.

Introduced by Rep. Fleming
 Introduction, first reading and referred to Committee on State and Federal Government, 646
 Reported back, indefinitely postponed, 717

House Concurrent Resolution No. 3058. A Concurrent Resolution commending and honoring former Governor and Mrs. William L. Guy for their twelve years of service to the citizens of North Dakota.

Introduced by Reps. Backes and Weber
 Introduction, first reading and referred to Committee on Finance and Taxation, 646
 Reported back, do pass, 717
 Second reading and final passage, 750
 Clincher, 751
 To Senate, 791
 Returned to House, passed, 1005
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3059. A Concurrent Resolution directing the Legislative Council to conduct a study of the feasibility and desirability of establishing a department of consumer affairs.

Introduced by Rep. Raymond
 Introduction, first reading and referred to Committee on Education, 646
 Reported back, do pass, 718
 Re-referred to Committee on Legislative Council Resolutions, 718
 Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3060. A Concurrent Resolution expressing support and encouragement for education of the public concerning the nature and extent of the problem of alcoholism.

Introduced by Rep. LaGrave
 Introduction, first reading and referred to Committee on Education, 646
 Reported back, do pass, 718
 Second reading and final passage, 750
 Clincher, 750
 To Senate, 791
 Returned to House, passed, 970
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3061. A Concurrent Resolution requesting the Congress and the President of the United States to continue support for the Green Thumb Program and similar programs which benefit older Americans.

Introduced by Reps. Lundene, Backes and Opedahl
 Introduction, first reading and referred to Committee on Judiciary, 646
 Reported back, do pass, 718
 Second reading and final passage, 751
 Clincher, 751
 To Senate, 791
 Returned to House, passed, 1005
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3062. A Concurrent Resolution urging Congress to limit the application of the Occupational Safety and Health Act.

Introduced by Reps. Freborg, Jenkins and Reimers
 Introduction, first reading and referred to Committee on Appropriations, 647
 Reported back, do pass, 718
 Second reading and final passage, 751
 Clincher, 751
 To Senate, 791
 Returned to House, indefinitely postponed, 1024

House Concurrent Resolution No. 3063. A Concurrent Resolution directing the Legislative Council to study vocational education.

Introduced by Rep. Rued
 Introduction, first reading and referred to Committee on Education, 647
 Reported back, do pass, 718

Re-referred to Committee on Legislative Council Resolutions, 718
 Reported back, do pass, 1081
 Second reading and final passage, 1127
 To Senate, 1137
 Returned to House, passed, 1199
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3064. A Concurrent Resolution urging Congress to enact legislation which would provide reimbursement to farm owners and operators for migratory bird depredation.

Introduced by Reps. Mertens, H. Johnson, Hildebrand and Basingthwaite
 Introduction, first reading and referred to Committee on Finance and Taxation, 647
 Reported back, do pass, 718
 Second reading and final passage, 751
 Clincher, 751
 To Senate, 791
 Returned to House, passed, 1058
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3065. A Concurrent Resolution directing the Legislative Council to study the feasibility of granting some form of tax relief to beginning farmers and ranchers.

Introduced by Reps. Gackle, Wilkie, Laughlin and Lundene
 Introduction, first reading and referred to Committee on Finance and Taxation, 647
 Reported back, do pass, 718
 Re-referred to Committee on Legislative Council Resolutions, 718
 Reported back, indefinitely postponed, 1129
 Substitute motion to place on calendar prevailed, 1129
 Second reading and final passage, 1195
 Clincher, 1195
 To Senate, 1206
 Returned to House, Passed, 1237
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3066. A Concurrent Resolution directing the Legislative Council to conduct a study of the laws relating to the organization and incorporation of municipalities of this State.

Introduced by Rep. Atkinson
 Introduction, first reading and referred to Committee on Judiciary, 647
 Reported back, do pass, 718
 Re-referred to Committee on Legislative Council Resolutions, 718
 Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3067. A Concurrent Resolution urging Congress to continue federal support for library programs.

Introduced by Reps. Opedahl and Lundene
Introduction, first reading and referred to Committee on Appropriations, 647
Reported back, do pass, 719
Lost, 751

House Concurrent Resolution No. 3068. A Concurrent Resolution urging the North Dakota Public Service Commission to grant certain mines in North Dakota two yearly extensions of their current three-year permits and to allow these mines to remain under the provisions of chapter 38-14 as enacted in 1969 and amended in 1971 during this five-year period.

Introduced by Reps. Jacobson, Lee, Tinjum and Dick
Introduction, first reading and referred to Committee on Industry, Business and Labor, 647
Reported back, indefinitely postponed, 719

House Concurrent Resolution No. 3069. A Concurrent Resolution directing the Legislative Council to conduct a study of the feasibility and desirability of consolidating various elections held in the State of North Dakota.

Introduced by Reps. Jacobson, Laughlin and Hildebrand
Introduction, first reading and referred to Committee on Judiciary, 647
Reported back, do pass, 719
Re-referred to Committee on Legislative Council Resolutions, 719
Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3070. A Concurrent Resolution urging the United States Congress and the Administration to take additional steps to prevent the smuggling of drugs into the United States.

Introduced by Rep. Jaeger
Introduction, first reading and referred to Committee on Judiciary, 647
Reported back, indefinitely postponed, 719

House Concurrent Resolution No. 3071. 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.

Introduced by Reps. Jaeger and Grubb
Introduction, first reading and referred to Committee on State and Federal Government, 648
Reported back, indefinitely postponed, 719

House Concurrent Resolution No. 3072. A Concurrent Resolution urging Congress to rescind and revoke the membership of the United States in the United Nations.

Introduced by Rep. Jaeger
Introduction, first reading and referred to Committee on State and Federal Government, 648
Reported back, indefinitely postponed, 720

House Concurrent Resolution No. 3073. A Concurrent Resolution relating to absenteeism in the Congress of the United States.

Introduced by Rep. Stone
Introduction, first reading and referred to Committee on Judiciary, 648
Reported back, do pass, 721
Second reading and final passage, 752
Clincher, 752
To Senate, 791
Returned to House, passed, 1058
Enrolled, 1471
Signed by Speaker, 1472
Sent to Senate, 1473
Returned to House, signed by President, 1474
Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3074. A Concurrent Resolution directing a study by the Legislative Council to determine the feasibility of state administration of the Occupational Safety and Health Act.

Introduced by Rep. Metzger
Introduction, first reading and referred to Committee on Industry, Business and Labor, 648
Reported back, do pass, 721
Re-referred to Committee on Legislative Council Resolutions, 721
Reported back, do pass, 1081
Second reading and final passage, 1127
To Senate, 1137
Returned to House, passed, 1199
Enrolled, 1471
Signed by Speaker, 1472
Sent to Senate, 1473
Returned to House, signed by President, 1474
Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3075. A Concurrent Resolution directing the Legislative Council to study the effect of recent teachers' retirement enactments on previously retired teachers.

Introduced by Committee on Education
Introduction, first reading and referred to Committee on Education, 648
Reported back, do pass, 721
Re-referred to Committee on Legislative Council Resolutions, 721
Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3076. A Concurrent Resolution directing the Legislative Council to study the statutes and regulations relating to the zoning of waters and the boating laws of North Dakota.

Introduced by Rep. Bassingthwaite
Introduction, first reading and referred to Committee on State and Federal Government, 648
Reported back, 721
Re-referred to Committee on Legislative Council Resolutions, 721
Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3077. A Concurrent Resolution directing the Legislative Council to continue the study of alternative methods of distributing highway taxes between the counties, cities, and townships.

Introduced by Committee on Transportation
 Introduction, first reading and referred to Committee on Finance and Taxation, 648
 Reported back, do pass, 721
 Re-referred to Committee on Legislative Council Resolutions, 721
 Reported back, indefinitely postponed, 1129
 Returned to House, indefinitely postponed, 1199

House Concurrent Resolution No. 3078. A Concurrent Resolution directing the Legislative Council to study the feasibility and desirability of adopting a statewide building code.

Introduced by Rep. Atkinson
 Introduction, first reading and referred to Committee on Industry, Business and Labor, 648
 Reported back, do pass, 721
 Re-referred to Committee on Legislative Council Resolutions, 721
 Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3079. A Concurrent Resolution urging the Congress of the United States to retain the provision of the Internal Revenue Code on capital gains for timber.

Introduced by Rep. Fleming
 Introduction, first reading and referred to Committee on Finance and Taxation, 648
 Reported back, do pass, 722
 Second reading and final passage, 752
 Clincher, 752
 To Senate, 791
 Returned to House, passed, 956
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3080. A Concurrent Resolution providing for a study by the Legislative Council of the coordination and evaluation of salary adjustments, reimbursements, and fringe benefits for public employees.

Introduced by Rep. Kingsbury and A. Hausauer
 Introduction, first reading and referred to Committee on State and Federal Government, 649
 Reported back, do pass, 722
 Re-referred to Committee on Legislative Council Resolutions, 722
 Reported back, indefinitely postponed, 1128

House Concurrent Resolution No. 3081. A Concurrent Resolution directing the Legislative Council to study the feasibility and necessity of establishing a public defender system for all or any portion of North Dakota.

Introduced by Rep. Stone
 Introduction, first reading and referred to Committee on Judiciary, 649
 Reported back, do pass, 721
 Re-referred to Committee on Legislative Council Resolutions, 721
 Reported back, indefinitely postponed, 1128

House Concurrent Resolution No. 3082. A Concurrent Resolution directing the Legislative Council to conduct a study of present and future state governmental building needs and to propose a plan for the allocation of space to the various departments and agencies of government of the State of North Dakota.

Introduced by Rep. Backes
 Introduction, first reading and referred to Committee on State and Federal Government, 649
 Reported back, do pass, 722
 Re-referred to Committee on Legislative Council Resolutions, 722
 Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3083. A Concurrent Resolution urging the President and the Congress of the United States to continue the school lunch program and the special milk program.

Introduced by Reps. Mertens and Rau
 Introduction, first reading and referred to Committee on Education, 649
 Reported back, do pass, 722
 Second reading and final passage, 752
 Clincher, 752
 To Senate, 791
 Returned to House, amended, 1027
 House concurs, 1054
 Second reading and final passage, 1079
 Engrossed and enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3084. A Concurrent Resolution urging coordination and cooperation among North Dakota's judiciary, state's attorneys, private attorneys, social service workers, and the clergy in an intensified effort toward elimination of abuses surrounding the support of dependent children; the establishment of paternity for children born out of wedlock; the reduction in the incidence of divorce, separation and desertion; and the preservation of family life in the State of North Dakota.

Introduced by Reps. Atkinson, R. Christensen and H. Christensen
 Introduction, first reading and referred to Committee on Judiciary, 649
 Reported back, do pass, 722
 Second reading and final passage, 752
 Clincher, 752
 To Senate, 791
 Returned to House, passed, 1199
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3085. A Concurrent Resolution encouraging the State Board of Equalization to establish a 19 percent level of assessment on locally assessed property in North Dakota.

Introduced by Rep. Dornacker
 Introduction, first reading and referred to Committee on Finance and Taxation, 649

Reported back, do pass, 722
 Second reading and final passage, 752
 Clincher, 752
 To Senate, 791
 Returned to House, indefinitely postponed, 1073

House Concurrent Resolution No. 3086. A Concurrent Resolution supporting the adoption of reasonable railroad freight rates for the transportation of North Dakota's small grains westbound to export markets.

Introduced by Reps. Backes, Laughlin, Poyzer and Reimers
 Introduction, first reading and referred to Committee on Industry, Business and Labor, 649
 Reported back, do pass, 722
 Second reading and final passage, 753
 Clincher, 753
 To Senate, 791
 Returned to House, passed, 1237
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3087. A Concurrent Resolution urging the Congress of the United States to adopt and submit to the people of the United States an amendment to the Constitution providing for the establishment of a single six-year Presidential term.

Introduced by Rep. Bridston
 Introduction, first reading and referred to Committee on State and Federal Government, 650.
 Reported back, do pass, 723
 Second reading and final passage, 753
 Clincher, 753
 To Senate, 791
 Returned to House, indefinitely postponed, 1073

House Concurrent Resolution No. 3088. A Concurrent Resolution directing the Legislative Council to study the feasibility and desirability of amending chapter 57-37 of the North Dakota Century Code, the estate tax law.

Introduced by Rep. Dornacker
 Introduction, first reading and referred to Committee on Finance and Taxation, 650
 Reported back, do pass, 723
 Re-referred to Committee on Legislative Council Resolutions, 723
 Reported back, indefinitely postponed, 1129

House Concurrent Resolution No. 3089. A Concurrent Resolution calling for a Legislative Council study to determine how North Dakota can best care for and educate the deaf-blind children in the State.

Introduced by Committee on Appropriations
 Introduction, first reading and referred to Committee on Appropriations, 650
 Reported back, do pass, 723
 Re-referred to Committee on Legislative Council Resolutions, 723
 Reported back, do pass, 1081

Second reading and final passage, 1128
 To Senate, 1137
 Returned to House, passed, 1199
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3090. A Concurrent Resolution directing the Legislative Council to conduct a study of the questions of taxation and jurisdiction as it pertains to Indians and non-Indians on an Indian reservation lying wholly or partly within the State of North Dakota.

Introduced by Reps. Tinjum and Murphy through the Committee on Delayed Bills, 1157
 Introduction, first reading and referred to Committee on Legislative Council Resolutions, 1157
 Reported back, without recommendation, 1184
 Second reading and final passage, 1263
 Clincher, 1263
 To Senate, 1285
 Returned to House, passed, 1338
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3091. A Concurrent Resolution urging the Commissioner of Insurance to rescind his order prohibiting claim-free credits on crop hail insurance policies.

Introduced by Rep. Fleming through the Committee on Delayed Bills
 Introduction, first reading and referred to Committee on Industry, Business and Labor, 1282
 Reported back, without recommendation, 1325
 Second reading and final passage, 1338
 Clincher, 1340
 To Senate, 1367
 Returned to House, indefinitely postponed, 1424

House Concurrent Resolution No. 3092. 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.

Introduced by Committee on Employment through Delayed Bills Committee, 1308
 Rules suspended, not referred to Committee, read in entirety, not printed as a Bill, printed in Journal, placed on second reading and final passage, 1308
 Second reading and final passage, 1308
 Clincher, 1309
 To Senate, 1327
 Returned to House, passed, 1338
 Enrolled, 1471
 Signed by Speaker, 1472
 Sent to Senate, 1473
 Returned to House, signed by President, 1474
 Messaged to Secretary of State, 1474

House Concurrent Resolution No. 3093. A Concurrent Resolution directing the Legislative Council to conduct a study of the taxation of property assessed by the State Board of Equalization.

Introduced by Rep. Dornacker through Committee on Delayed Bills

Introduction, first reading and referred to Committee on Finance and Taxation, 1325

Reported back, do pass, 1343

Re-referred to Committee on Legislative Council Resolutions, 1343

Reported back, indefinitely postponed, 1374

Substitute motion to place on calendar prevailed, 1374

Second reading and final passage, 1379

Clincher, 1380

To Senate, 1382

Returned to House, indefinitely postponed, 1424

HOUSE RESOLUTIONS

House Resolution No. 1. A Resolution wishing Representative I. O. "Sparky" Hensrud a speedy recovery from his illness.

Introduced by Committee on Transportation

Introduction, first reading, 729

Rules suspended, not printed as a Bill, but printed in Journal, 729

Second reading, 730

Adopted, 730

Enrolled, 912

Signed by Speaker, 915

To Secretary of State, 915

House Resolution No. 2. A Resolution to appoint an official photographer for the House of Representatives of the Forty-third Legislative Assembly of the State of North Dakota.

Introduced by Select Committee on Photography through Committee on Delayed Bills

Introduction, first reading, 907

Rules suspended, not printed as a Bill, but printed in Journal, 907

Second reading, 908

Adopted, 909

Enrolled, 1471

Signed by Speaker, 1472

To Secretary of State, 1474

House Memorial Resolution No. "A". A Memorial Resolution for deceased members of the House of Representatives of the State of North Dakota.

Introduced to Committee on House Memorial Resolutions, 870

Introduction, first reading, 870

Rules suspended, not printed as a Bill, but printed in Journal, 870

Second reading, 872

Adopted, 872

Enrolled, 1471

Signed by Speaker, 1472

To Secretary of State, 1474

House Memorial Resolution B. A Memorial Resolution in memory of the late Representative Floyd A. Poyzer and extending sympathy and condolences to his wife and family.

Introduced by Reps. Streibel, Backes, Strinden and Weber

Introduction, first reading, 1247

Rules suspended, not printed as a Bill, but printed in Journal, 1248

Second reading, 1248

Adopted, 1248

Enrolled, 1471

Signed by Speaker, 1474

To Secretary of State, 1474

SENATE BILLS

Senate Bill No. 2001

Senate Bill No. 2001. A Bill for an Act making an appropriation for defraying expenses of the state institutions of higher learning of the state of North Dakota.

Received from Senate, 790
Introduction, first reading, 802
Referred to Committee on Appropriations
Reported back, amended, 1165, 1166
Reconsidered adoption of committee report, 1204
Rereferred to Committee on Appropriations, 1204
Reported back, amended, 1259, 1261
Statement of purpose, 1260
Amendments adopted, 1317
Rules suspended, placed on calendar for final passage, 1317
Second reading and final passage, 1323
Clincher, 1324
Returned to Senate, amended, 1342
Senate does not concur
Conference Committee:
Senate, 1365
House, 1368
Conference Committee report:
Senate adopts, 1448
House adopts, 1449
Amendments adopted, 1449
Second reading and final passage, 1449
Clincher, 1450
Received from Senate, 1465
Signed by Speaker, 1466
Returned to Senate, 1467

Senate Bill No. 2002

Senate Bill No. 2002. A Bill for an Act making an appropriation for defraying expenses of the extension division and the experiment stations of the North Dakota state university of agriculture and applied science.

Received from Senate, 502
Introduction, first reading, 531
Referred to Committee on Appropriations
Reported back, amended, 1166, 1168
Amendments adopted, 1208
Second reading and final passage, 1286
Clincher, 1286
Returned to Senate, amended, 1327
Senate does not concur, 1336
Conference Committee:
Senate, 1336
House, 1341
Conference Committee report:
Senate adopts, 1394
House adopts, 1406
Conference Committee:
Senate, 1394
House, 1407
Conference Committee report:
Senate adopts, 1425

Conference Committee:
 Senate, 1425
 Conference Committee report:
 House adopts, 1426
 Conference Committee:
 House, 1427
 Conference Committee report:
 Senate adopts, 1450
 House adopts, 1452
 Amendments adopted, 1452
 Second reading and final passage, 1452
 Clincher, 1453
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2003

Senate Bill No. 2003. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Received from Senate, 179
 Introduction, first reading, 181
 Referred to Committee on Appropriations
 Reported back, do pass, 827
 Second reading and final passage, 842
 Returned to Senate, passed, 877
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2004

Senate Bill No. 2004. A Bill for an Act making an appropriation for defraying the expenses of various divisions thereof of the state of North Dakota and which are under the supervision of the director of accounts and purchases.

Received from Senate, 401
 Introduction, first reading, 427
 Referred to Committee on Appropriations
 Reported back, amended, 1168
 Statement of purpose, 1168
 Amendments adopted, 1208
 Second reading and final passage, 1286
 Clincher, 1287
 Returned to Senate, amended, 1327
 Senate does not concur, 1336
 Conference Committee:
 Senate, 1336
 House, 1341
 Conference Committee report:
 Senate adopts, 1390
 House adopts, 1391
 Amendments adopted, 1391
 Second reading and final passage, 1392
 Clincher, 1392
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2005

Senate Bill No. 2005. A Bill for an Act making an appropriation to the board of public school education for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Received from Senate, 683
 Introduction, first reading, 730
 Referred to Committee on Appropriations
 Reported back, amended, 1168, 1169
 Substitute motion to divide amendments, 1208
 Substitute motion to divide amendments withdrawn, 1209
 Substitute motion to reconsider adoption of committee report prevailed, 1209
 Rereferred to Committee on Appropriations, 1209
 Reported back, amended and amendments divided, 1261
 Statement of purpose, 1261
 Amendments adopted, 1317
 Rules suspended, placed on calendar, 1317
 Second reading and final passage, 1324
 Clincher, 1324
 Returned to Senate, amended, 1342
 Senate does not concur, 1365
 Conference Committee:
 Senate, 1366
 House, 1368
 Conference Committee report:
 Senate adopts, 1390
 House adopts, 1393
 Amendments adopted, 1393
 Second reading and final passage, 1393
 Clincher, 1393
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2006

Senate Bill No. 2006. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof of the state of North Dakota.

Received from Senate, 142
 Introduction, first reading, 144
 Referred to Committee on Appropriations
 Reported back, amended, 1090
 Statement of purpose, 1090
 Motion to reconsider adoption of committee report prevailed, 1157
 Rereferred to Committee on Appropriations, 1157
 Reported back, amended, 1173
 Statement of purpose, 1173
 Amendments adopted, 1209
 Second reading and final passage, 1288
 Clincher, 1288
 Returned to Senate, amended, 1327
 Senate concurs, 1336
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2007. A Bill for an Act making an appropriation for defraying expenses of the state highway patrol and the law enforcement center.

Received from Senate, 452
Introduction, first reading, 464
Referred to Committee on Appropriations
Reported back, amended, 1044
Statement of purpose, 1044
Amendments adopted, 1061
Second reading and final passage, 1106
Returned to Senate, amended, 1205
Senate does not concur, 1274
Conference Committee:
Senate, 1274
House, 1310
Conference Committee report:
Senate adopts, 1345
House adopts, 1357
Received from Senate, 1465
Signed by Speaker, 1466
Returned to Senate, 1467

Senate Bill No. 2008. A Bill for an Act making an appropriation for defraying the expenses of the state highway department.

Received from Senate, 599
Introduction, first reading, 636
Referred to Committee on Appropriations
Reported back, amended, 1169
Amendments adopted, 1209
Second reading and final passage, 1288
Clincher, 1289
Returned to Senate, amended, 1327
Senate concurs, 1336
Received from Senate, 1465
Signed by Speaker, 1466
Returned to Senate, 1467

Senate Bill No. 2009. A Bill for an Act making an appropriation for defraying the expenses of the motor vehicle department.

Received from Senate, 553
Introduction, first reading, 574
Referred to Committee on Appropriations
Reported back, do pass, 941
Motion to move to foot of calendar prevailed, 961
Second reading and final passage, 980
Returned to Senate, passed, 1027
Received from Senate, 1331
Signed by Speaker, 1331
Returned to Senate, 1331

Senate Bill No. 2010. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Received from Senate, 790
Introduction, first reading, 802
Referred to Committee on Appropriations
Reported back, amended, 1169
Amendments adopted, 1209
Second reading and final passage, 1289
Clincher, 1290
Returned to Senate, amended, 1327
Senate concurs, 1336

Received from Senate, 1465
Signed by Speaker, 1466
Returned to Senate, 1467

Senate Bill No. 2011. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Received from Senate, 142
Introduction, first reading, 144
Referred to Committee on Appropriations
Reported back, amended, 1170
Amendments adopted, 1209
Second reading and final passage, 1290
Clincher, 1291
Returned to Senate, amended, 1327
Senate does not concur, 1336
Conference Committee:
Senate, 1336
House, 1341
Conference Committee report:
Senate adopts, 1408
House adopts, 1411
Received from Senate, 1465
Signed by Speaker, 1466
Returned to Senate, 1467

Senate Bill No. 2012. A Bill for an Act making an appropriation for defraying the expenses of the North Dakota social service board.

Received from Senate, 683
Introduction, first reading, 730
Referred to Committee on Appropriations
Reported back, amended, 1180
Statement of purpose, 1181
Amendments adopted, 1209
Second reading and final passage, 1291
Clincher, 1292
Returned to Senate, amended, 1327
Senate does not concur, 1336
Conference Committee:
Senate, 1336
House, 1341
Conference Committee report:
Senate adopts, 1390
House adopts, 1394
Received from Senate, 1465
Signed by Speaker, 1466
Returned to Senate, 1467

Senate Bill No. 2013. A Bill for an Act making an appropriation for defraying the expenses of the state industrial commission and state agencies under the management of the state industrial commission.

Received from Senate, 683
Introduction, first reading, 730
Referred to Committee on Appropriations
Reported back, amended, 1090
Amendments adopted, 1157
Second reading and final passage, 1197
Clincher, 1198

Returned to Senate, amended, 1270
 Senate concurs, 1313
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2014. A Bill for an Act making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota, and which are under the supervision of the attorney general's office.

Received from Senate, 628
 Introduction, first reading, 650
 Referred to Committee on Appropriations
 Reported back, do pass, 1068
 Second reading and final passage, 1108
 Returned to Senate, passed, 1205
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2015. BUDGETS — REGULATORY. A Bill for an Act to amend and reenact section 19-10-19 of the North Dakota Century Code, relating to inspection fees; making an appropriation for defraying expenses of various departments and various divisions thereof, of the state of North Dakota.

Received from Senate, 724
 Introduction, first reading, 762
 Referred to Committee on Appropriations
 Reported back, amended, 1173-1174
 Statement of purpose, 1174
 Amendments adopted, 1209
 Second reading and final passage, 1293
 Clincher, 1293
 Returned to Senate, amended, 1327
 Senate does not concur, 1336
 Conference Committee:
 Senate, 1336
 House, 1341
 Conference Committee report:
 Senate adopts, 1408
 House adopts, 1412
 Amendments adopted, 1413
 Second reading and final passage, 1414
 Clincher, 1414
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2016. A Bill for an Act making an appropriation to the Social Services Board for the purpose of making payments to all welfare recipients and declaring an emergency.

Received from Senate, 374
 Introduction, first reading, 395
 Referred to Committee on Appropriations
 Reported back, do pass, 519
 Second reading and final passage, 548
 Emergency clause carried, 550
 Returned to Senate, passed, 598
 Received from Senate, 791
 Signed by Speaker, 791
 Returned to Senate, 791

Senate Bill No. 2017. A Bill for an Act to amend and reenact Section 2 of chapter 189 of the 1969 Session Laws of North Dakota, providing the superintendent of public instruction and, in case of appeal, the board of public school education with authority to limit certain school construction projects; and to repeal section 1 of chapter 189 of the 1969 Session Laws of North Dakota, providing statements of legislative rationale.

Received from Senate, 106
 Introduction, first reading, 110
 Referred to Committee on Education
 Reported back, do pass, 177
 Second reading and final passage, 198
 Returned to Senate, passed, 242
 Received from Senate, 425
 Signed by Speaker, 426
 Returned to Senate, 426

Senate Bill No. 2018. A Bill for an Act to amend and reenact section 16-01-07, subsection 1 of section 16-04-13, and sections 16-04-17 and 16-06-02 of the North Dakota Century Code, relating to the form and preparation of sample ballots.

Received from Senate, 197
 Introduction, first reading, 210
 Referred to Committee on Judiciary
 Reported back, do pass, 827
 Second reading and final passage, 847
 Returned to Senate, passed, 877
 Received from Senate, 1457
 Signed by Speaker, 1457
 Returned to Senate, 1458

Senate Bill No. 2019. A Bill for an Act to amend and reenact section 46-01-02 of the North Dakota Century Code, relating to printing duties of the department of accounts and purchases.

Received from Senate, 198
 Introduction, first reading, 210
 Referred to Committee on State and Federal Government
 Reported back, do pass, 410
 Second reading and final passage, 443
 Returned to Senate, passed, 474
 Received from Senate, 514
 Signed by Speaker, 514
 Returned to Senate, 514

Senate Bill No. 2020. A Bill for an Act to amend and reenact section 46-02-09 of the North Dakota Century Code, relating to printing classifications and bids.

Received from Senate, 683
 Introduction, first reading, 730
 Referred to Committee on State and Federal Government
 Reported back, do pass, 827
 Second reading and final passage, 848
 Returned to Senate, passed, 877
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1331

Senate Bill No. 2021. A Bill for an Act to amend and reenact section 54-44.1-08 of the North Dakota Century Code, relating to the reproduction of the budget report.

Received from Senate, 171
 Introduction, first reading, 174
 Referred to Committee on State and Federal Government
 Reported back, do pass, 410
 Second reading and final passage, 441
 Returned to Senate, passed, 490
 Received from Senate, 601
 Signed by Speaker, 601
 Returned to Senate, 602

Senate Bill No. 2022. A Bill for an Act to amend and reenact section 46-02-04 of the North Dakota Century Code, relating to the classes of state printing.

Received from Senate, 171
 Introduction, first reading, 175
 Referred to Committee on State and Federal Government
 Reported back, do pass, 410
 Second reading and final passage, 444
 Returned to Senate, passed, 490
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2023. A Bill for an Act to amend and reenact section 46-02-15 of the North Dakota Century Code, relating to where state and other political subdivision printing is to be done.

Received from Senate, 198
 Introduction, first reading, 211
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 864
 Second reading and final passage, 889-890
 Returned to Senate, passed, 926
 Received from Senate, 1024
 Signed by Speaker, 1028
 Returned to Senate, 1034

Senate Bill No. 2024. A Bill for an Act to repeal section 46-03-06 of the North Dakota Century Code, relating to the printing of legislative calendars.

Received from Senate, 171
 Introduction, first reading, 175
 Referred to Committee on State and Federal Government
 Reported back, do pass, 410
 Second reading and final passage, 445
 Returned to Senate, passed, 490
 Received from Senate, 601
 Signed by Speaker, 601
 Returned to Senate, 602

Senate Bill No. 2025. A Bill for an Act relating to the investment of endowment funds by the institutions under the control of the board of higher education.

Received from Senate, 242
 Introduction, first reading, 260
 Referred to Committee on Education
 Reported back, amended, 1044
 Amendments adopted, 1061
 Second reading and final passage, 1109

Returned to Senate, amended, 1205
 Senate concurs, 1274
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2026. A Bill for an Act to provide that personal property tax replacement allocations to school districts shall be made through the foundation program and to provide for mill levy reductions in school districts having unlimited mill levies; to amend and reenact sections 15-40.1-06, 15-40.1-07, 15-40.1-08, 15-40.1-16, 15-40.2-03, 57-15-14, and 57-58-02 of the North Dakota Century Code, relating to the foundation program payments, tax levy limitations in school districts, aid for transportation and tuition payments for school districts, and the computation of grants-in-aid to county equalization funds; and providing that the provisions of this Act shall be temporary; and providing an appropriations.

Received from Senate, 502
 Introduction, first reading, 531
 Referred to Committee on Education
 Reported back, do pass, 948
 Re-referred to Committee on Appropriations, 948
 Reported back, indefinitely postponed, 989
 Substitute motion to place on calendar failed, 989
 Committee report not adopted, 990
 Motion to indefinitely postpone, 990
 Substitute motion to place on calendar failed, 990
 Motion to indefinitely postpone failed, 991
 Motion to re-refer to Committee on Education, 991
 Substitute motion to place on calendar and final passage be delayed to a time certain failed, 991
 Re-referred to Committee on Education, 991
 Reported back, amended, 1069-1070
 Adoption of amendments, divided, 1088
 Section A adopted, 1088
 Section B not adopted, 1088
 Reconsideration of adoption of Section A, 1088
 Section A adopted, 1088
 Section C adopted, 1089
 Section D adopted, 1089
 Section E adopted, 1089
 Section F adopted, 1089
 Amendments excluding Section B adopted, 1089
 Re-referred to Committee on Appropriations, 1089
 Reported back, amended, 1181
 Adoption of amendments, divided, 1209
 Section A adopted, 1210
 Section B not adopted, 1210
 Section C not adopted, 1210
 Section D adopted, 1210
 Amendments excluding Sections B and C adopted, 1211
 Second reading and final passage, 1299
 Clincher, 1299
 Returned to Senate, amended, 1303
 Senate does not concur, 1303
 Conference Committee:
 Senate, 1303
 House, 1311
 Conference Committee report:
 Senate adopts, 1371
 House adopts, 1371
 Motion to suspend rules, adopt Conference Committee amendments and place on final passage failed, 1373

Reconsideration of failure to suspend rules, adopt Conference Committee amendments, and place on final passage, 1376
 Rules suspended, Conference Committee amendments adopted, and placed on final passage, 1376
 Second reading and final passage, 1376
 Clincher, 1377
 Received from Senate, 1457
 Signed by Speaker, 1457
 Returned to Senate, 1458

Senate Bill No. 2027. A Bill for an Act to amend and reenact subsections 1, 2, 4, and 6 of section 57-02-11, sections 57-02-31, 57-02-34, 57-09-01, 57-09-06, 57-11-01, 57-12-01, 57-12-01.1, 57-12-08, and 57-23-02 of the North Dakota Century Code, relating to property tax assessment procedures, assessment dates, and meeting dates of township, city and county boards of equalization.

Received from Senate, 257
 Introduction, first reading, 280
 Referred to Committee on Finance and Taxation
 Reported back, amended, 1174
 Amendments adopted, 1213
 Second reading and final passage, 1263
 Clincher, 1264
 Returned to Senate, amended, 1286
 Senate does not concur, 1313
 Conference Committee:
 Senate, 1313
 House, 1326
 Conference Committee report:
 Senate adopts, 1345
 House adopts, 1357-1358
 Amendments adopted, 1358
 Second reading and final passage, 1358
 Clincher, 1358
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2028. A Bill for an Act to amend and reenact section 57-12-09 of the North Dakota Century Code, relating to the mailing of notice of increased assessments.

Received from Senate, 171
 Introduction, first reading, 175
 Referred to Committee on Finance and Taxation
 Reported back, amended, 1181-1182
 Amendments adopted, 1213
 Second reading and final passage, 1264
 Clincher, 1265
 Returned to Senate, amended, 1286
 Senate concurs, 1313
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2029. A Bill for an Act to provide for the mailing of real estate tax statements.

Received from Senate, 179
 Introduction, first reading, 181
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 1020

Second reading and final passage, 1040
 Returned to Senate, passed, 1082
 Received from Senate, 1457
 Signed by Speaker, 1457
 Returned to Senate, 1458

Senate Bill No. 2030. A Bill for an Act to amend and reenact section 54-42-06 of the North Dakota Century Code to authorize the providing of merit system coverage to human service centers and other units providing social and mental health services.

Received from Senate, 115
 Introduction, first reading, 122
 Referred to Committee on Social Welfare
 Reported back, amended, 865
 Amendments adopted, 889
 Second reading and final passage, 917
 Returned to Senate, amended, 953
 Senate does not concur, 976
 Conference Committee:
 Senate, 976
 House, 984
 Conference Committee report:
 Senate adopts, 1083
 House adopts, 1130
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2032. A Bill for an Act to provide for administration of the assets of the North Dakota rural rehabilitation corporation if these assets are released to the state of North Dakota by an Act of Congress of the United States.

Received from Senate, 160
 Introduction, first reading, 163
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 921
 Second reading and final passage, 937
 Returned to Senate, passed, 985
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2033. A Bill for an Act to provide for alternate methods of disposing of certain traffic offenses; to define moving and nonmoving offenses; to provide for mandatory suspension of motor vehicle operators' licenses when certain numbers of demerits have accumulated on licensees' driving records; to create and enact section 29-27-02.1 of the North Dakota Century Code, relating to disposition of fines and forfeitures; and to amend and reenact subsection 3 of section 29-01-14, sections 29-05-31, 39-05-12, subsections 2 and 9 of section 39-06-03, subsection 1 of section 39-06-17, sections 39-06-31, 39-06-32, 39-07-09, 39-07-11, 39-08-18, 39-09-01, 39-10-31, 39-12-08, 39-12-09, subsection 2 of section 39-16.1-07, subsection 1 of section 39-21-46, sections 39-21-50, 39-24-11, and 40-05-06 of the North Dakota Century Code, relating to restricted licenses and mandatory revocation of licenses, to discretionary authority to suspend licenses, to the form of the uniform traffic summons and complaint, to the powers of halting officers, to the definition of magistrates, to the duties of magistrates, to the penalties to be assessed for certain traffic offenses, and to the maximum penalties for violation of city traffic ordinances.

Received from Senate, 628
 Introduction, first reading, 650
 Referred to Committee on Judiciary
 Reported back, amended, 1090-1092
 Amendments adopted, 1157
 Second reading and final passage, 1198
 Clincher, 1199
 Returned to Senate, amended, 1270
 Senate does not concur, 1292
 Conference Committee:
 Senate, 1292
 House, 1310
 Conference Committee report:
 Senate adopts, 1366
 House adopts, 1367
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2035. A Bill for an Act to provide for division of water management districts along county lines; to amend and reenact sections 61-16-05, 61-16-06, 61-16-07, 61-16-08, 61-16-12, 61-16-14, 61-16-18, 61-16-28, 61-16-29, 61-16-36, and 61-16-48 of the North Dakota Century Code, relating to establishment and consolidation of water management districts, the area included within water management districts, the board of commissioners, and joint control by the board of county commissioners and state water conservation commission over maintenance and operation of dams constructed by or with federal assistance; and to repeal sections 61-16-02, 61-16-03, 61-16-04, and 61-16-42 of the North Dakota Century Code, relating to establishment and dissolution of water management districts.

Received from Senate, 474
 Introduction, first reading, 491
 Referred to Committee on Natural Resources
 Reported back, amended, 1144
 Amendments adopted, 1213
 Second reading and final passage, 1265
 Clincher, 1265
 Returned to Senate, amended, 1286
 Senate does not concur, 1313
 Conference Committee:
 Senate, 1313
 House, 1325
 Conference Committee report:
 Senate adopts, 1390
 House does not adopt, 1395
 Conference Committee,
 House, 1398
 Senate, 1419
 Conference Committee report:
 Senate adopts, 1425
 House adopts, 1426
 Conference Committee:
 Senate, 1426
 House, 1427
 Conference Committee report:
 Senate adopts, 1440
 House does not adopt, 1440
 Conference Committee:
 House, 1444
 Senate reconsiders action by which Senate did not concur with

House amendments and does concur, 1447-1448
 Senate concurs, 1448
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2036. A Bill for an Act to provide for the filing of notices relating to buried transmission facilities and to give the owner thereof a civil cause of action in certain cases when these facilities are damaged, and providing an effective date.

Received from Senate, 130
 Introduction, first reading, 135
 Referred to Committee on Political Subdivisions
 Reported back, amended, 735
 Amendments adopted, 765
 Second reading and final passage, 799
 Returned to Senate, amended, 837
 Senate concurs, 910
 Received from Senate, 1055
 Signed by Speaker, 1055
 Returned to Senate, 1056

Senate Bill No. 2038. A Bill for an Act to authorize North Dakota's local units of government to spend revenue sharing funds, and declaring an emergency.

Received from Senate, 115
 Introduction, first reading, 122
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 235
 Second reading and final passage, 252
 Emergency clause carried, 253
 Returned to Senate, passed, 275
 Received from Senate, 317
 Signed by Speaker, 317
 Returned to Senate, 317

Senate Bill No. 2039 A Bill for an Act to establish a revenue sharing trust fund for deposit of revenue sharing payments received by the state, and declaring an emergency.

Received from Senate, 257
 Introduction, first reading, 280
 Referred to Committee on Appropriations
 Reported back, do pass, 366
 Second reading and final passage, 390
 Emergency clause carried, 391
 Returned to Senate, passed, 451
 Received from Senate, 514
 Signed by Speaker, 514
 Returned to Senate, 514

Senate Bill No. 2040. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to the membership of the emergency commission.

Received from Senate, 115
 Introduction, first reading, 122
 Referred to Committee on State and Federal Government
 Reported back, do pass, 410
 Second reading and final passage, 433

Returned to Senate, passed, 474
Received from Senate, 514
Signed by Speaker, 514
Returned to Senate, 514

Senate Bill No. 2041. A Bill for an Act to amend and reenact section 54-07-01.2 of the North Dakota Century Code, relating to the governor's power to appoint a majority of the members of certain boards and commissions upon commencing his term.

Received from Senate, 106
Introduction, first reading, 110
Referred to Committee on State and Federal Government
Reported back, do pass, 137
Second reading and final passage, 159
Returned to Senate, passed, 226
Received from Senate, 226
Signed by Speaker, 245
Returned to Senate, 245

Senate Bill No. 2042. A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code, relating to abstracts of operating records and accident reports.

Received from Senate, 115
Introduction, first reading, 122
Referred to Committee on Transportation
Reported back, amended, 891-892
Amendments adopted, 917
Second reading and final passage, 938
Returned to Senate, amended, 985
Senate concurs, 1006
Received from Senate, 1457
Signed by Speaker, 1457
Returned to Senate, 1458

Senate Bill No. 2043. A Bill for an Act to amend and reenact chapter 214 of the 1971 Session Laws of North Dakota, relating to the sale of the university of North Dakota-Ellendale branch property.

Received from Senate, 106
Introduction, first reading, 110
Referred to Committee on Education
Reported back, do pass, 218
Second reading and final passage, 242
Returned to Senate, passed, 275
Received from Senate, 425
Signed by Speaker, 426
Returned to Senate, 426

Senate Bill No. 2044. A Bill for an Act to create and enact section 12.1-31-03 of the North Dakota Century Code, relating to sale of tobacco to minors and use of tobacco by minors; providing a penalty; and providing an effective date.

Received from Senate, 347
Introduction, first reading, 374
Referred to Committee on Judiciary
Reported back, do pass, 921
Second reading and final passage, 938
Returned to Senate, passed, 985

Received from Senate, 1211
Signed by Speaker, 1216
Returned to Senate, 1223

Senate Bill No. 2045. A Bill for an Act to create and enact chapters 12.1-01, 12.1-02, 12.1-03, 12.1-04, 12.1-05, 12.1-06, 12.1-07, 12.1-08, 12.1-09, 12.1-10, 12.1-11, 12.1-12, 12.1-13, 12.1-14, 12.1-15, 12.1-16, 12.1-17, 12.1-18, 12.1-19, 12.1-21, 12.1-22, 12.1-23, 12.1-24, 12.1-25, 12.1-26, 12.1-27, 12.1-28, 12.1-29, 12.1-30, 12.1-31, 12.1-32, and 12.1-33, and to create and enact sections 16-12-16, 29-03-01.1, and 29-03-21, all of the North Dakota Century Code, comprising a new criminal code defining all major offenses and providing penalties, providing for alternative sentencing limits and procedures, defining certain electoral offenses, providing jurisdiction over certain offenses commenced outside this state, and providing venue where the offense involves the mailing of a letter; to amend and reenact section 12-53-14, subsection 1 of section 12-55-07, and sections 12-59-17, 16-12-14, and 29-03-01 of the North Dakota Century Code, relating to parole board jurisdiction, to crimes committed partially without this state, and to criminal penalties for causing probationer or parolee to violate parole, to voting right challenges; to repeal chapters 12-01 through 12-06, chapters 12-08 through 12-21.1, chapters 12-23 through 12-29, chapters 12-31 through 12-43, chapter 12-50, chapter 12-54, and sections 12-07-01, 12-07-02, 12-07-03, 12-07-04, 12-07-05, 12-07-06, 12-22-01, 12-22-14, 12-22-15, 12-22-17, 12-22-19, 12-22-20, 12-22-21, 12-22-22, 12-22-23, 12-22-24, 12-22-25, 12-22-26, 12-22-27, 12-22-28, 12-22-29, 12-22-30, 12-55-21, 12-59-11, 12-59-13, 12-59-13.1, chapter 29-20, and sections 29-26-20 and 31-01-08 of the North Dakota Century Code, relating to definitions of various sexual offenses, to posting notice of probation or parole hearings, to procedures for determining a defendant's mental capacity to stand trial, to provision for successive terms of imprisonment, and to indeterminate sentences; and providing an effective date.

Received from Senate, 316
Introduction, first reading, 332
Referred to Committee on Judiciary
Reported back, do pass, 827
Second reading and final passage, 848
Returned to Senate, passed, 877
Received from Senate, 1331
Signed by Speaker, 1331
Returned to Senate, 1331

Senate Bill No. 2046: A Bill for and Act to create and enact sections 12-01-02.1 and 12.1-01-05 of the North Dakota Century Code, providing that the state's criminal statutes shall have full force and effect within the territorial jurisdiction of cities, and home rule cities; and providing an effective date for section 12.1-01-05 of the North Dakota Century Code.

Received from Senate, 347
Introduction, first reading, 374
Referred to Committee on Judiciary
Reported back, amended, 988
Amendments adopted, 1015
Second reading and final passage, 1041
Returned to Senate, amended, 1083
Senate concurs, 1121
Received from Senate, 1456
Signed by Speaker, 1456
Returned to Senate, 1457

Senate Bill No. 2049 (Alternative 3). A Bill for an Act to create and enact chapter 12.1-20 of the North Dakota Century Code, providing definitions of criminal sexual offenses and providing penalties; to amend and reenact subsection 3 of section 12.1-16-01 of the North Dakota Century Code, as created by section 16 of Senate Bill No. 2045, as approved by the forty-third legislative assembly, and subsection 1 of section 12.1-29-05 of the North Dakota Century Code, as created by section 28 of Senate Bill No. 2045, as approved by the forty-third legislative assembly, relating to the felony-murder rule and to a definition of "sexual activity"; to repeal chapter 12-30, and sections 12-22-02, 12-22-03, 12-22-04, 12-22-05, 12-22-06, 12-22-07, 12-22-08, 12-22-09, 12-22-10, 12-22-11, and 12-22-12 of the North Dakota Century Code, defining rape and other sexual offenses; and providing an effective date.

Received from Senate, 401
 Introduction, first reading, 427
 Referred to Committee on Judiciary
 Reported back, do pass, 921
 Second reading and final passage, 939
 Returned to Senate, passed, 985
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2051. A Bill for an Act to amend and reenact sections 36-04-01, 36-04-03, 36-04-04, 36-04-05, 36-04-07, 36-04-09, 36-04-10, 36-04-11, 36-04-12, 36-04-13, 36-04-14, 36-04-15, 36-04-16, 36-04-17, 36-04-18, 36-04-19, and 36-04-20 of the North Dakota Century Code; to repeal sections 36-04-06 and 36-04-08 of the North Dakota Century Code, all relating to livestock dealer licensing and bonding.

Received from Senate, 198
 Introduction, first reading, 211
 Referred to Committee on Agriculture
 Reported back, amended, 1092
 Amendments adopted, 1157
 Second reading and final passage, 1203
 Clincher, 1204
 Returned to Senate, amended, 1270
 Senate does not concur, 1313
 Conference Committee:
 Senate, 1313
 House, 1325
 Senate, 1338
 Conference Committee report:
 Senate adopts, 1390
 House adopts, 1395
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1467

Senate Bill No. 2052. A Bill for an Act to provide for an additional one-mill levy for county agent work.

Received from Senate, 172
 Introduction, first reading, 175
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 290
 Second reading and final passage, 326
 Returned to Senate, passed, 347
 Received from Senate, 514
 Signed by Speaker, 514
 Returned to Senate, 514

Senate Bill No. 2053. A Bill for an Act providing for dairy commissioner, city health department, and district health unit cooperation in the inspection of milk producers and processors, and to amend and reenact section 4-30-36 of the North Dakota Century Code, relating to the adoption of standards and regulations for grade "A" milk and milk products and authorizing the adoption of amendments and new editions thereof.

Received from Senate, 142
 Introduction, first reading, 145
 Referred to Committee on Agriculture
 Reported back, amended, 483-484
 Amendments adopted, 494
 Second reading and final passage, 526
 Returned to Senate, amended, 573
 Senate concurs, 628
 Received from Senate, 911
 Signed by Speaker, 911
 Returned to Senate, 912

Senate Bill No. 2055. A Bill for an Act to create and enact subsection 2 of section 39-10-28 of the North Dakota Century Code, and to amend and reenact subsection 1 of section 39-10-28 of the North Dakota Century Code, relating to pedestrians crossing at intersections.

Received from Senate, 316
 Introduction, first reading, 333
 Referred to Committee on Transportation
 Reported back, do pass, 865
 Second reading and final passage, 890
 Returned to Senate, passed, 926
 Received from Senate, 1024
 Signed by Speaker, 1028
 Returned to Senate, 1034

Senate Bill No. 2056. A Bill for an Act to allow state agencies to grant easements in land under their jurisdiction and to repeal section 15-10-33 of the North Dakota Century Code, and declaring an emergency.

Received from Senate, 172
 Introduction, first reading, 175
 Referred to Committee on Natural Resources
 Reported back, do pass, 366
 Second reading and final passage, 391
 Emergency clause carried, 392
 Returned to Senate, passed, 451
 Received from Senate, 514
 Signed by Speaker, 514
 Returned to Senate, 514

Senate Bill No. 2061. A Bill for an Act to amend and reenact subsection 10 of section 1-03-01 of the North Dakota Century Code, relating to the date of Veterans Day as a public holiday.

Received from Senate, 115
 Introduction, first reading, 122
 Referred to Committee on Veterans' Affairs
 Senate requests return, 485
 Returned to Senate, 489

Senate Bill No. 2062. A Bill for an Act to allow the sale of preserved sandwiches, pre-packaged under federal inspection, from vending machines without the purchase of a restaurant license.

Received from Senate, 172
 Introduction, first reading, 175
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 941
 Lost, 961
 Reconsidered, 968
 Second reading and final passage, 968
 Returned to Senate, passed, 1006
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223
 Received from Senate passed over Governor's veto, 1381
 Reconsidered as a vetoed measure, 1417
 Failed to pass over Governor's veto, 1418-1419
 Returned to Senate, 1421
 Received from Senate with certification signed by President that Senate passed Bill over Governor's veto, 1474
 Speaker signed certification that House failed to pass Bill over Governor's veto, 1474
 Returned to Senate with certification that House failed to pass over Governor's veto signed by Speaker, 1474

Senate Bill No. 2064. A Bill for an Act to amend and reenact subsection 10 of section 57-37-11 and section 57-37-12 of the North Dakota Century Code, relating to estate tax deductions.

Received from Senate, 172
 Introduction, first reading, 175
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 290
 Second reading and final passage, 326
 Returned to Senate, passed, 347
 Received from Senate, 601
 Signed by Speaker, 601
 Returned to Senate, 602

Senate Bill No. 2065. A Bill for an Act to amend and reenact subsection 5 of section 47-26-01 and section 47-26-05 of the North Dakota Century Code, relating to the definition and maintenance of legal fences; and providing a penalty.

Received from Senate, 142
 Introduction, first reading, 145
 Referred to Committee on Agriculture
 Reported back, do pass, 366
 Lost, 392
 Reconsidered, 411
 Re-referred to Committee on Agriculture, 411
 Amended, 892
 Amendments adopted, 917
 Second reading and final passage, 945
 Returned to Senate, amended, 985
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2066. A Bill for an Act to amend and reenact sections 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 the medical care provided under nonprofit medical service plans.

Received from Senate, 347
 Introduction, first reading, 374
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 519
 Second reading and final passage, 550
 Returned to Senate, passed, 598
 Received from Senate, 911
 Signed by Speaker, 911
 Returned to Senate, 912

Senate Bill No. 2067. A Bill for an Act to amend and reenact section 32-28-02 of the North Dakota Century Code, relating to the procedures for changing a person's first name.

Received from Senate, 106
 Introduction, first reading, 110
 Referred to Committee on Judiciary
 Reported back, do pass, 177
 Second reading and final passage, 199
 Returned to Senate, passed, 242
 Received from Senate, 425
 Signed by Speaker, 426
 Returned to Senate, 426

Senate Bill No. 2070. A Bill for an Act to amend and reenact section 15-55-18 of the North Dakota Century Code, relating to the bonding authority for junior colleges and educational centers.

Received from Senate, 115
 Introduction, first reading, 122
 Referred to Committee on Education
 Reported back, do pass, 538
 Second reading and final passage, 565-566
 Returned to Senate, passed, 621
 Received from Senate, 911
 Signed by Speaker, 911
 Returned to Senate, 912

Senate Bill No. 2071. A Bill for an Act to repeal section 34-06-06 of the North Dakota Century Code, relating to limitations on the hours of labor for women.

Received from Senate, 179
 Introduction, first reading, 181
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 941
 Second reading and final passage, 965
 Returned to Senate, passed, 1006
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2073. A Bill for an Act to repeal chapter 59-07 of the North Dakota Century Code, relating to power of attorney.

Received from Senate, 106
 Introduction, first reading, 110
 Referred to Committee on Judiciary
 Reported back, divided, 981
 Majority, do pass, 981
 Minority, indefinitely postponed, 981

Report of Majority adopted, 981
 Second reading and final passage, 1013
 Returned to Senate, passed, 1057
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2074. A Bill for an Act to amend and reenact sections 43-10.1-01, 43-10.1-02, 43-10.1-03, 43-10.1-04, 43-10.1-06, and 43-10.1-07 of the North Dakota Century Code, relating to pre-need funeral services.

Received from Senate, 485
 Introduction, first reading, 509
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 1064
 Re-referred to Committee on Industry, Business and Labor, 1108
 Reported back, amended, 1144
 Amendments adopted, 1213
 Second reading and final passage, 1300
 Clincher, 1301
 Returned to Senate, amended, 1327
 Senate does not concur, 1337
 Conference Committee:
 Senate, 1337
 House, 1345
 Conference Committee report:
 Senate adopts, 1390
 House adopts, 1396
 Amendments adopted, 1396
 Second reading and final passage, 1396
 Clincher, 1397
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2075. A Bill for an Act to amend and reenact section 5-02-06 of the North Dakota Century Code, relating to the employment of musicians under twenty-one years of age in establishments where alcoholic beverages are sold, and declaring an emergency.

Received from Senate, 226
 Introduction, first reading, 230
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 1064
 Amendments adopted, 1089
 Second reading and final passage, 1138
 Clincher, 1139
 Emergency clause carried, 1139
 Returned to Senate, amended, 1205
 Senate does not concur, 1236
 Conference Committee:
 Senate, 1236
 House, 1245
 Conference Committee report:
 Senate adopts, 1336
 House adopts, 1359
 Amendments adopted, 1359
 Second reading and final passage, 1359
 Clincher, 1360
 Emergency clause carried, 1360
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2077. A Bill for an Act to provide protection of news sources and information from disclosure except under certain circumstances.

Received from Senate, 761
 Introduction, first reading, 792
 Referred to Committee on Judiciary
 Reported back, do pass, 942
 Second reading and final passage, 966
 Returned to Senate, passed, 1006
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2079. A Bill for an Act to create and enact section 54-46-08.1 of the North Dakota Century Code, relating to the transfer of records to the state historical society.

Received from Senate, 374
 Introduction, first reading, 395
 Referred to Committee on State and Federal Government
 Reported back, do pass, 519
 Second reading and final passage, 550
 Returned to Senate, passed, 598
 Received from Senate, 911
 Signed by Speaker, 911
 Returned to Senate, 912

Senate Bill No. 2081. A Bill for an Act to amend and reenact sections 53-02-01, 53-02-02, 53-02-03, 53-02-05, 53-02-08, and 53-02-09 of the North Dakota Century Code, to provide a definition of music festivals, to require a permit for a music festival, to provide who shall issue a permit, to provide who may make application for a permit, to require a law enforcement officer to be present at such festivals, to provide for refusal and revocation of a permit for cause, and to except places of public lodging from certain requirements.

Received from Senate, 374
 Introduction, first reading, 395
 Referred to Committee on Judiciary
 Reported back, amended, 992
 Amendments adopted, 1015
 Second reading and final passage, 1041
 Returned to Senate, amended, 1083
 Senate concurs, 1121
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2082. A Bill for an Act to amend and reenact sections 16-04-16 and 16-08-01 of the North Dakota Century Code, relating to the designations of state offices which appear on the primary election ballot.

Received from Senate, 106
 Introduction, first reading, 110
 Referred to Committee on Judiciary
 Reported back, do pass, 177
 Second reading and final passage, 199
 Returned to Senate, passed, 242
 Received from Senate, 425
 Signed by Speaker, 426
 Returned to Senate, 426

Senate Bill No. 2083. A Bill for an Act to amend and reenact sections 10-31-06 and 10-31-13 of the North Dakota Century Code, relating to simultaneous officeholding in professional corporations, and the contents and filing of the annual reports of professional corporations.

Received from Senate, 226
 Introduction, first reading, 230
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 827
 Second reading and final passage, 850
 Returned to Senate, passed, 904
 Received from Senate, 1024
 Signed by Speaker, 1028
 Returned to Senate, 1034

Senate Bill No. 2084. A Bill for an Act to repeal section 16-04-08 of the North Dakota Century Code, relating to filling vacancies in party primary election ballots.

Received from Senate, 198
 Introduction, first reading, 211
 Referred to Committee on Judiciary
 Reported back, do pass, 320
 Second reading and final passage, 350
 Returned to Senate, passed, 400
 Received from Senate, 601
 Signed by Speaker, 601
 Returned to Senate, 602

Senate Bill No. 2086. A Bill for an Act to create and enact subsection 13 to section 15-10-17 of the North Dakota Century Code, granting the state board of higher education power to establish an alternate retirement program.

Received from Senate, 329
 Introduction, first reading, 357
 Referred to Committee on Education
 Reported back, do pass, 797
 Second reading and final passage, 823
 Returned to Senate, passed, 859
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2087. A Bill for an Act to amend and reenact section 54-52.1-06 of the North Dakota Century Code, relating to the uniform group insurance program and disposition of refunds, rebates and dividends.

Received from Senate, 142
 Introduction, first reading, 145
 Referred to Committee on State and Federal Government
 Reported back, do pass, 410
 Second reading and final passage, 433
 Returned to Senate, passed, 474
 Received from Senate, 514
 Signed by Speaker, 514
 Returned to Senate, 514

Senate Bill No. 2088. A Bill for an Act to amend and reenact section 15-03-01.3 of the North Dakota Century Code, relating to the apportionment of maintenance fund balances quarterly.

Received from Senate, 274
 Introduction, first reading, 333
 Referred to Committee on Appropriations
 Reported back, do pass, 484
 Second reading and final passage, 508
 Returned to Senate, passed, 552
 Received from Senate, 911
 Signed by Speaker, 911
 Returned to Senate, 912

Senate Bill No. 2089. A Bill for an Act to amend and reenact section 34-14-08 of the North Dakota Century Code, relating to assignments of wage claims to the commissioner of labor.

Received from Senate, 179
 Introduction, first reading, 181
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 827
 Amendments adopted, 842
 Second reading and final passage, 864
 Returned to Senate, amended, 904
 Senate does not concur, 936
 Conference Committee:
 Senate, 936
 House, 948
 Conference Committee report:
 Senate adopts, 1025
 House adopts, 1036
 Amendments adopted, 1049
 Second reading and final passage, 1076
 Received from Senate, 1457
 Signed by Speaker, 1457
 Returned to Senate, 1458

Senate Bill No. 2090. A Bill for an Act to amend and reenact section 34-07-15 of the North Dakota Century Code, relating to maximum hours of labor for minors.

Received from Senate, 226
 Introduction, first reading, 230
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 827
 Second reading and final passage, 850
 Reconsidered, 863
 Re-referred to Committee on Industry, Business and Labor, 864
 Reported back, amended, 993
 Amendments adopted, 1015
 Second reading and final passage, 1042
 Returned to Senate, amended, 1083
 Senate concurs, 1121
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2091. A Bill for an Act to create and enact subsections 14, 15, and 16 of section 38-14-02, sections 38-14-03.1, 38-14-04.1, 38-14-05.1, and 38-14-07.1 of the North Dakota Century Code, relating to definitions, the powers of the public service commission in the regulation of strip coal mining, notice provisions, and limitations in granting permits; to amend and reenact sections 38-14-04, 38-14-05, 38-14-07, 38-14-08, 38-14-12, and 38-14-13 of the North Dakota Century Code, relating to license applications,

duties of the operator, bond of the operator, the deposit of forfeitures and penalties, and cooperation with federal and state agencies; and to repeal section 38-14-11 of the North Dakota Century Code, relating to the administrative officer in strip coal mining regulation.

Received from Senate, 274
 Introduction, first reading, 333
 Referred to Committee on Natural Resources
 Reported back, amended, 993
 Amendments adopted, 1015
 Second reading and final passage, 1043
 Returned to Senate, amended, 1083
 Senate concurs, 1121
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2092. A Bill for an Act to amend and reenact subsection 1 of section 39-04-19 of the North Dakota Century Code, relating to non-resident mile tax in lieu of motor vehicle registration.

Received from Senate, 198
 Introduction, first reading, 211
 Referred to Committee on Transportation
 Reported back, do pass, 788
 Second reading and final passage, 799-800
 Returned to Senate, passed, 837
 Received from Senate, 1055
 Signed by Speaker, 1055
 Returned to Senate, 1056

Senate Bill No. 2094. A Bill for an Act to amend and reenact section 15-22-01 of the North Dakota Century Code, relating to the county superintendent of schools' term of office.

Received from Senate, 198
 Introduction, first reading, 211
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 367
 Second reading and final passage, 392-393
 Returned to Senate, passed, 451
 Received from Senate, 601
 Signed by Speaker, 601
 Returned to Senate, 602

Senate Bill No. 2095. A Bill for an Act to provide for a time and place for a meeting of the presidential and vice presidential electors.

Received from Senate, 257
 Introduction, first reading, 280
 Referred to Committee on Judiciary
 Reported back, amended, 797
 Amendments adopted, 823
 Second reading and final passage, 851
 Returned to Senate, amended, 904
 Senate concurs, 936
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2096. A Bill for an Act to create and enact subsections 10, 11, and 12 of section 15-65-03 of the North Dakota Century Code, relating to powers and duties of the North Dakota educational broadcasting council; and to repeal section 15-65-04 of the North Dakota Century Code relating to prohibitions placed on the North Dakota educational broadcasting council; and providing an appropriation.

Received from Senate, 790
 Introduction, first reading, 802
 Referred to Committee on Education
 Reported back, divided, 981
 Majority, do pass, 981
 Minority, indefinitely postpone, 981
 Report of Minority prevailed, 982
 Reconsidered action on adoption of Minority Committee report, 987
 Report of Majority prevailed, 988
 Re-referred to Committee on Appropriations, 988
 Reported back, amended, 1175
 Amendments not adopted, 1213
 Lost, 1299-1300
 Returned to Senate, failed to pass, 1327

Senate Bill No. 2097. A Bill for an Act to provide for the licensing of operators of surface ambulance services; to provide a fee therefor; to provide standards for qualifying as licensed operators of ambulance services; to provide for a penalty; and to provide for an effective date.

Received from Senate, 198
 Introduction, first reading, 211
 Referred to Committee on Social Welfare
 Reported back, do pass, 865
 Second reading and final passage, 891
 Returned to Senate, passed, 926
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1331

Senate Bill No. 2098. A Bill for an Act to amend and reenact section 11-19A-17 of the North Dakota Century Code, relating to a limitation on the application of chapter 11-19A and excepting 11-19A-03 from the limitation.

Received from Senate, 226
 Introduction, first reading, 230
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 865
 Second reading and final passage, 894
 Returned to Senate, passed, 926
 Motion to request return of Bill to House prevailed, 1048
 Returned to House, 1073
 Reconsidered, 1108
 Re-referred to Committee on Political Subdivisions, 1108
 Reported back, do pass, 1145
 Second reading and final passage, 1217
 Clincher, 1217
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2099. 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 exemption from sales tax of sales to residents of adjoining states and Canada.

Received from Senate, 257
Introduction, first reading, 280
Referred to Committee on Finance and Taxation
Motion to reconsider Committee report prevailed, 863
Reported back, amended, 844
Re-referred to Committee on Finance and Taxation, 863
Reported back, amended, 1065
Amendments adopted, 1089
Second reading and final passage, 1140
Clincher, 1140
Returned to Senate, amended, 1205
Senate concurs, 1274
Received from Senate, 1465
Signed by Speaker, 1466
Returned to Senate, 1468

Senate Bill No. 2100. A Bill for an Act to amend and reenact section 61-02-12 of the North Dakota Century Code, relating to the compensation and expenses of the appointive members of the state water commission.

Received from Senate, 274
Introduction, first reading, 333
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 788
Second reading and final passage, 800
Returned to Senate, passed, 837
Received from Senate, 1055
Signed by Speaker, 1055
Returned to Senate, 1056

Senate Bill No. 2102. A Bill for an Act to amend and reenact section 65-05-26 of the North Dakota Century Code to provide an increase in burial expenses.

Received from Senate, 160
Introduction, first reading, 163
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 768
Second reading and final passage, 801
Returned to Senate, passed, 837
Received from Senate, 1211
Signed by Speaker, 1216
Returned to Senate, 1223

Senate Bill No. 2103. A Bill for an Act to amend and reenact section 65-04-15 of the North Dakota Century Code to include the Secretary of State.

Received from Senate, 160
Introduction, first reading, 163
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 768
Second reading and final passage, 801
Returned to Senate, passed, 837
Received from Senate, 1055
Signed by Speaker, 1055
Returned to Senate, 1056

Senate Bill No. 2104. A Bill for an Act to amend and reenact sections 65-05-12 and 65-05-13 of the North Dakota Century Code, providing for weekly compensation in the amount of forty dollars.

Received from Senate, 160
 Introduction, first reading, 163
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 768
 Second reading and final passage, 805
 Returned to Senate, passed, 837
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2107. A Bill for an Act to amend and reenact sections 40-38-02, 40-38-03, 40-38-04, 40-38-05, 40-38-09, and 40-38-10 of the North Dakota Century Code, relating to the financing of public libraries and the powers and duties of library boards of directors.

Received from Senate, 485
 Introduction, first reading, 510
 Referred to Committee on Education
 Reported back, amended, 865
 Amendments adopted, 887
 Second reading and final passage, 918
 Returned to Senate, amended, 953
 Senate concurs, 976
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2108. A Bill for an Act to create and enact sections 34-13-13.1 and 34-13-16 of the North Dakota Century Code, relating to regulation of employment agency contracts by the state labor commissioner, refunds in certain instances of fees paid to employment agencies, and defining temporary and permanent employment; and providing a penalty.

Received from Senate, 374
 Introduction, first reading, 396
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 1145-1146
 Amendments adopted, 1214
 Second reading and final passage, 1265
 Clincher, 1266
 Returned to Senate, amended, 1286
 Senate concurs, 1313
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2109. A Bill for an Act to regulate, not prohibit, home solicitation sales by:

1. Granting the buyer a statutory period during which time the contract may be cancelled.
2. Providing that any transfer of a note or other evidence of indebtedness shall be deemed an assignment only and all claims and defenses of the buyer against the seller shall be applicable against the transferee.
3. Prohibiting referral selling in conjunction with a home solicitation sale.

Received from Senate, 573
 Introduction, first reading, 579
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 963
 Amendments adopted, 988
 Second reading and final passage, 1016
 Returned to Senate, amended, 1057
 Senate concurs, 1083
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2111. A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, changing the amount of weekly compensation for death claims.

Received from Senate, 274
 Introduction, first reading, 233
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 735
 Amendments adopted, 765-766
 Motion to place at foot of calendar prevailed, 805
 Second reading and final passage, 819
 Returned to Senate, amended, 859
 Senate does not concur, 879
 Conference Committee:
 Senate, 879
 House, 886
 Conference Committee report:
 Senate adopts, 976
 House adopts, 976
 Amendments adopted, 996
 Second reading and final passage, 1033
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2112. A Bill for an Act to amend and reenact section 65-05-09 of the North Dakota Century Code, providing for a weekly compensation equal to sixty percent of the average weekly wage.

Received from Senate, 274
 Introduction, first reading, 333
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 768
 Second reading and final passage, 805-806
 Returned to Senate, passed, 837
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2113. A Bill for an Act to create and enact chapter 37-19.1 of the North Dakota Century Code, relating to preferences for veterans in gaining governmental employment, and providing means for enforcing those preferences; to amend and reenact section 37-15-08 of the North Dakota Century Code, relating to appointment of subordinate officers of the soldiers' home; and to repeal chapter 37-19 and section 37-01-31 of the North Dakota Century Code, relating to governmental employment preferences for veterans.

Received from Senate, 316
 Introduction, first reading, 333
 Referred to Committee on Veterans' Affairs
 Reported back, amended, 1044-1046
 Amendments adopted, 1061
 Second reading and final passage, 1109
 Returned to Senate, amended, 1205
 Senate does not concur, 1274
 Conference Committee:
 Senate, 1274
 House, 1310
 Conference Committee report:
 Senate adopts, 1345
 House adopts, 1360
 Amendments adopted, 1361
 Second reading and final passage, 1361
 Clincher, 1361
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2114. A Bill for an Act to provide that the alteration of odometers or other mileage recorders is a misdemeanor, and providing a penalty.

Received from Senate, 198
 Introduction, first reading, 211
 Referred to Committee on Judiciary
 Reported back, amended, 367
 Amendments adopted, 379
 Second reading and final passage, 419
 Returned to Senate, passed, 474
 Received from Senate, 514
 Signed by Speaker, 514
 Returned to Senate, 514
 Motion to return Bill to House prevailed, 565
 Returned from Senate, 573
 Returned to Senate, amended, 574
 Senate does not concur, 628
 Conference Committee:
 Senate, 628
 House, 635
 Conference Committee report:
 Senate adopts, 790
 House adopts, 802
 Second reading and final passage, 824
 Received from Senate, 1055
 Signed by Speaker, 1055
 Returned to Senate, 1056

Senate Bill No. 2115. A Bill for an Act to create a state occupational safety and health law administered by the workmen's compensation bureau; to amend and reenact sections 65-02-05 and 65-08-02 of the North Dakota Century Code, relating to office space for the bureau, and reciprocity in extraterritorial application of compensation acts; and to repeal section 65-01-07, chapter 65-03, subdivision c of subsection 1 of section 65-04-27.1 and chapter 65-11 of the North Dakota Century Code, relating to employers' records of employee injuries, prevention of injuries, procedures for injunctive relief, the safety engineer; and providing a penalty.

Received from Senate, 761
 Introduction, first reading, 792
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 1146
 Returned to Senate, indefinitely postponed, 1204

Senate Bill No. 2116. A Bill for an Act to establish a state personnel system based on merit; and providing an appropriation.

Received from Senate, 790
 Introduction, first reading, 803
 Referred to Committee on State and Federal Government
 Reported back, amended, 1092-1104
 Amendments adopted, 1157
 Re-referred to Committee on Appropriations, 1158
 Reported back without recommendation, 1177
 Motion to place Bill at foot of calendar prevailed, 1216
 Motion to place Bill at head of calendar prevailed, 1224
 Second reading and final passage, 1224
 Returned to Senate, amended, 1342
 Senate does not concur, 1365
 Conference Committee:
 Senate, 1365
 House, 1366
 Senate does not adopt, 1424
 Laid House amendments on the table, 1424

Senate Bill No. 2118. A Bill for an Act to amend and reenact section 16-07-09 of the North Dakota Century Code, relating to notification by the county auditor to the governor when a vacancy occurs in the office of a member of the legislative assembly.

Received from Senate, 226
 Introduction, first reading, 231
 Referred to Committee on Judiciary
 Reported back, do pass, 768
 Second reading and final passage, 806
 Returned to Senate, passed, 837
 Received from Senate, 1055
 Signed by Speaker, 1055
 Returned to Senate, 1056

Senate Bill No. 2122. A Bill for an Act to establish the profession and regulation of professional soil classifying, a creation of a board of professional soil classifiers, and providing penalties.

Received from Senate, 474
 Introduction, first reading, 491
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 844
 Re-referred to Committee on Industry, Business and Labor, 864
 Reported back, amended, 993-994
 Amendments adopted, 1015
 Second reading and final passage, 1049
 Returned to Senate, amended, 1110
 Senate concurs, 1176
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2123. A Bill for an Act to create and enact subsection 4 of section 43-11-27 of the North Dakota Century Code, relating to renewals of cosmetology instructors' licenses; and to

amend and reenact sections 43-11-16, 43-11-25, 43-11-26, and subsection 1 of section 43-11-27 of the North Dakota Century Code, relating to qualifications of schools of hairdressing and cosmetology, reciprocity fees, and qualifications for obtaining a manager-operator's license and an instructor's license.

Received from Senate, 257
 Introduction, first reading, 280
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 942
 Second reading and final passage, 970
 Returned to Senate, passed, 1027
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2124. A Bill for an Act to amend and reenact section 16-08-02 and subsection 4 of section 16-11-04 of the North Dakota Century Code, relating to voting instructions on no-party and general election ballots.

Received from Senate, 274
 Introduction, first reading, 333
 Referred to Committee on Judiciary
 Reported back, do pass, 768
 Second reading and final passage, 807
 Returned to Senate, passed, 837
 Received from Senate, 1055
 Signed by Speaker, 1055
 Returned to Senate, 1056

Senate Bill No. 2125. A Bill for an Act to provide a real property tax exemption for improvements to commercial buildings and structures.

Received from Senate, 485
 Introduction, first reading, 510
 Referred to Committee on Finance and Taxation
 Reported back, amended, 1132-1133
 Amendments adopted, 1208
 Second reading and final passage, 1266
 Clincher, 1267
 Returned to Senate, amended, 2186
 Senate concurs, 1313
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2126. A Bill for an Act to amend and reenact section 15-21-01 of the North Dakota Century Code, relating to term of office of superintendent of public instruction.

Received from Senate, 316
 Introduction, first reading, 334
 Referred to Committee on Education
 Reported back, do pass, 797
 Second reading and final passage, 824
 Returned to Senate, passed, 859
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2127. A Bill for an Act to amend and reenact subsection 1 of section 15-34.1-03 of the North Dakota Century Code, relating to school attendance.

Received from Senate, 329
 Introduction, first reading, 358
 Referred to Committee on Education
 Reported back, do pass, 797
 Second reading and final passage, 825
 Returned to Senate, passed, 860
 Received from Senate, 1055
 Signed by Speaker, 1055
 Returned to Senate, 1056

Senate Bill No. 2128. A Bill for an Act to create and enact sections 39-04-54 and 39-04-55 of the North Dakota Century Code, and to repeal sections 39-05-10 and 39-05-12 of the North Dakota Century Code, relating to the registration of motor vehicles; and providing a penalty.

Received from Senate, 198
 Introduction, first reading, 211
 Referred to Committee on Transportation
 Reported back, do pass, 788
 Second reading and final passage, 807
 Returned to Senate, passed, 837
 Received from Senate, 1055
 Signed by Speaker, 1056
 Returned to Senate, 1056

Senate Bill No. 2129. A Bill for an Act to amend and reenact section 60-05-04 of the North Dakota Century Code, relating to fees of examiner for installing and examining accounting system.

Received from Senate, 198
 Introduction, first reading, 211
 Referred to Committee on Agriculture
 Reported back, indefinitely postponed, 865
 Returned to Senate, indefinitely postponed, 927

Senate Bill No. 2130. A Bill for an Act to amend and reenact subsection 4 of section 49-18-01 of the North Dakota Century Code, relating to definitions of "agricultural carriers".

Received from Senate, 347
 Introduction, first reading, 374
 Referred to Committee on Transportation
 Reported back, do pass, 892
 Second reading and final passage, 918
 Returned to Senate, passed, 952
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2131. A Bill for an Act to amend and reenact section 60-05-02 of the North Dakota Century Code, relating to examination of financial accounts of elevator or warehouse by competent examiner.

Received from Senate, 198
 Introduction, first reading, 212
 Referred to Committee on Agriculture

Reported back, do pass, 865
 Second reading and final passage, 895
 Returned to Senate, passed, 926
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2132. A Bill for an Act to amend and reenact section 39-2014 of the North Dakota Century Code, relating to chemical screening tests.

Received from Senate, 426
 Introduction, first reading, 442
 Referred to Committee on Transportation
 Reported back, do pass, 994
 Second reading and final passage, 1017
 Returned to Senate, passed, 1057
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2134. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, relating to expense allowances of members of the legislative assembly, and declaring an emergency.

Received from Senate, 257
 Introduction, first reading, 280
 Referred to Committee on State and Federal Government
 Reported back, do pass, 329
 Second reading and final passage, 356
 Emergency clause carried, 357
 Returned to Senate, passed, 400
 Received from Senate, 514
 Signed by Speaker, 514
 Returned to Senate, 514

Senate Bill No. 2135. A Bill for an Act to repeal section 15-38-13 of the North Dakota Century Code, relating to power of the teacher to suspend pupils.

Received from Senate, 316
 Introduction, first reading, 334
 Referred to Committee on Education
 Reported back, indefinitely postponed, 828
 Returned to Senate, indefinitely postponed, 859

Senate Bill No. 2136. A Bill for an Act to repeal chapter 197 of the 1969 Session Laws of North Dakota, relating to adoption of the quarter system educational term by all institutions of higher education.

Received from Senate, 226
 Introduction, first reading, 231
 Referred to Committee on Education
 Reported back, do pass, 797
 Second reading and final passage, lost, 825-826
 Returned to Senate, failed to pass, 859

Senate Bill No. 2137. A Bill for an Act to amend and reenact section 39-05-32 of the North Dakota Century Code, relating to enforcement of motor vehicle title law.

Received from Senate, 628
 Introduction, first reading, 650
 Referred to Committee on Transportation
 Reported back, do pass, 892
 Motion to place at foot of calendar prevailed, 919
 Second reading and final passage, 931
 Returned to Senate, passed, 985
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1331

Senate Bill No. 2138. A Bill for an Act to amend and reenact section 43-15-18 of the North Dakota Century Code, relating to registration of pharmacy interns.

Received from Senate, 257
 Introduction, first reading, 281
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 963
 Second reading and final passage, 997
 Returned to Senate, passed, 1057
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2139. A Bill for an Act to amend and reenact section 43-15-25 of the North Dakota Century Code, relating to certificates issued to pharmacists.

Received from Senate, 257
 Introduction, first reading, 281
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 963
 Second reading and final passage, 997
 Returned to Senate, passed, 1057
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2140. A Bill for an Act to amend and reenact section 43-15-34 of the North Dakota Century Code, relating to the permit and fee required for the operation of a pharmacy.

Received from Senate, 257
 Introduction, first reading, 281
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 963
 Second reading and final passage, 998
 Returned to Senate, passed, 1057
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2141. A Bill for an Act to amend and reenact subsection 2 of section 43-15-38 of the North Dakota Century Code, relating to the fee to be paid on reinstatement of pharmacy permit.

Received from Senate, 257
 Introduction, first reading, 281
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 963

Second reading and final passage, 998
 Returned to Senate, passed, 1057
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2142. A Bill for an Act to amend and reenact section 51-05-13 of the North Dakota Century Code, relative to license applications for auctioneers and renewal thereof.

Received from Senate, 226
 Introduction, first reading, 231
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 797
 Second reading and final passage, 826
 Returned to Senate, passed, 860
 Received from Senate, 1055
 Signed by Speaker, 1056
 Returned to Senate, 1056

Senate Bill No. 2143. 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 purposes as are hereinafter provided.

Received from Senate, 226
 Introduction, first reading, 231
 Referred to Committee on Education
 Reported back, do pass, 921
 Motion to move to foot of calendar prevailed, 940
 Lost, 952
 Reconsidered, 967
 Second reading and final passage, 967
 Returned to Senate, passed, 1007
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2144. 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 registrar of motor vehicles; and declaring an emergency.

Received from Senate, 485
 Introduction, first reading, 510
 Referred to Committee on Appropriations
 Reported back, do pass, 798
 Second reading and final passage, 830
 Emergency clause carried, 830
 Returned to Senate, passed, 877
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2145. A Bill for an Act to amend and reenact subsection 4 of section 43-15-15 of the North Dakota Century Code, relating to qualifications of registered pharmacists.

Received from Senate, 257
 Introduction, first reading, 281
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 1104
 Second reading and final passage, 1141
 Clincher, 1141
 Returned to Senate, passed, 1205
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2146. A Bill for an Act to authorize the state park service to lease the Lewis and Clark public use development area and the Fort Stevenson public use development area from the army corps of engineers for twenty-five years and to make these areas part of the state park system.

Received from Senate, 347
 Introduction, first reading, 374
 Referred to Committee on State and Federal Government
 Reported back, do pass, 519
 Re-referred to Committee on State and Federal Government, 551
 Reported back, amended, 844-845
 Amendments adopted, 863
 Second reading and final passage, 895-896
 Returned to Senate, amended, 926
 Senate does not concur, 967
 Conference Committee:
 Senate, 968
 House, 970
 Conference Committee report:
 Senate adopts, 1121
 House adopts, 1196
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2147. A Bill for an Act to create and enact section 34-14-09.1 of the North Dakota Century Code, to provide that employees are entitled to interest on unpaid wages.

Received from Senate, 226
 Introduction, first reading, 231
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 921
 Amendments adopted, 937
 Second reading and final passage, 971
 Returned to Senate, amended, 1027
 Senate concurs, 1073
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2149. 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, and 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, and providing for an effective date.

Received from Senate, 724
 Introduction, first reading, 762
 Referred to Committee on Industry, Business and Labor

Reported back, do pass, 1104
 Motion to place Bill at foot of calendar prevailed, 1141
 Motion to place Bill at foot of calendar prevailed, 1217
 Lost, 1235
 Returned to Senate, failed to pass, 1271

Senate Bill No. 2150. A Bill for an Act to amend and reenact section 6-01-04 of the North Dakota Century Code, relating to powers and duties of the state banking board and state credit union board.

Received from Senate, 347
 Introduction, first reading, 375
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 942
 Returned to Senate, indefinitely postponed, 985

Senate Bill No. 2151. A Bill for an Act to prohibit the business of debt adjusting when conducted for profit; to provide exemptions for certain businesses and activities; and providing a penalty.

Received from Senate, 257
 Introduction, first reading, 281
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 922
 Second reading and final passage, 946
 Returned to Senate, passed, 985
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1331

Senate Bill No. 2153. A Bill for an Act making an appropriation for the use of the state toxicologist.

Received from Senate, 329
 Introduction, first reading, 358
 Referred to Committee on Appropriations
 Reported back, do pass, 538
 Second reading and final passage, 566
 Returned to Senate, passed, 621
 Received from Senate, 1055
 Signed by Speaker, 1056
 Returned to Senate, 1056

Senate Bill No. 2154. A Bill for an Act to amend and reenact subdivision a of subsection 2 of section 39-04-19 of the North Dakota Century Code, relating to registration of motor buses.

Received from Senate, 242
 Introduction, first reading, 260
 Referred to Committee on Transportation
 Reported back, do pass, 789
 Second reading and final passage, 808
 Returned to Senate, passed, 837
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1331

Senate Bill No. 2155. A Bill for an Act to amend and reenact section 39-04-15.1 of the North Dakota Century Code, relating to the registration of motor vehicles over thirty-six thousand pounds.

Received from Senate, 628
 Introduction, first reading, 650
 Referred to Committee on Transportation
 Reported back, do pass, 892
 Second reading and final passage, 919
 Returned to Senate, passed, 952
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2156. A Bill for an Act to amend and reenact section 39-04-06 of the North Dakota Century Code, relating to motor vehicle registration fees paid by NSF checks; providing for the cost of collection.

Received from Senate, 347
 Introduction, first reading, 375
 Referred to Committee on Transportation
 Reported back, do pass, 866
 Second reading and final passage, 896
 Returned to Senate, passed, 926
 Received from Senate, 1024
 Signed by Speaker, 1028
 Returned to Senate, 1034

Senate Bill No. 2158. A Bill for an Act providing for an appropriation to match federal funds available for the constructing, furnishing, and equipping of North Dakota national guard air ambulance facilities.

Received from Senate, 530
 Introduction, first reading, 534
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 828
 Motion to reconsider Committee report prevailed, 841
 Second reading and final passage, 842
 Returned to Senate, passed, 877
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2159. A Bill for an Act to provide for the voluntary and required inspection of motor vehicles, to provide for the adoption of rules and regulations, to provide a penalty, to make an appropriation, and to provide an effective date.

Received from Senate, 599
 Introduction, first reading, 636
 Referred to Committee on Transportation
 Reported back, divided, 1034
 Majority, indefinitely postpone, 1034
 Minority, do pass, 1034
 Report of Majority prevailed, 1035
 Returned to Senate, indefinitely postponed, 1083

Senate Bill No. 2162. A Bill for an Act to amend and reenact section 39-18-01 of the North Dakota Century Code, relating to licensing of mobile home dealers.

Received from Senate, 198
 Introduction, first reading, 212
 Referred to Committee on Transportation
 Reported back, do pass, 789

Second reading and final passage, 809
 Returned to Senate, passed, 860
 Received from Senate, 1055
 Signed by Speaker, 1056
 Returned to Senate, 1056

Senate Bill No. 2163. A Bill for an Act to amend and reenact section 39-18-03 of the North Dakota Century Code, relating to the registration period for mobile homes, house trailers and travel trailers and declaring an emergency.

Received from Senate, 198
 Introduction, first reading, 212
 Referred to Committee on Transportation
 Reported back, do pass, 789
 Second reading and final passage, 810
 Emergency clause carried, 810
 Returned to Senate, passed, 860
 Received from Senate, 1211
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2164. A Bill for an Act to amend and reenact section 12-44-15 of the North Dakota Century Code, relating to sheriffs' annual jail report.

Received from Senate
 Introduction, first reading, 274
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 768
 Second reading and final passage, 811
 Returned to Senate, passed, 860
 Received from Senate, 1055
 Signed by Speaker, 1056
 Returned to Senate, 1056

Senate Bill No. 2166. A Bill for an Act to amend and reenact section 10 of chapter 462 of the 1969 Session Laws of North Dakota, as amended by section 2 of chapter 526 of the 1971 Session Laws of North Dakota, relating to the permanent repository of the records of the North Dakota Constitutional Convention of 1971-1972.

Received from Senate, 242
 Introduction, first reading, 260
 Referred to Committee on State and Federal Government
 Reported back, do pass, 410
 Second reading and final passage, 434
 Returned to Senate, passed, 474
 Received from Senate, 601
 Signed by Speaker, 601
 Returned to Senate, 602

Senate Bill No. 2168. A Bill for an Act to amend and reenact sections 61-28-03, 61-28-04, 61-28-05, subsection 2 of section 61-28-06, subsection 2 of section 61-28-07, and section 61-28-08 of the North Dakota Century Code, relating to the control, prevention and abatement of pollution of the surface waters of the state; and providing a penalty.

Received from Senate, 683
 Introduction, first reading, 730
 Referred to Committee on Natural Resources

Reported back, amended, 866
 Amendments adopted, 889
 Second reading and final passage, 920
 Returned to Senate, amended, 953
 Senate concurs, 976
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2169. A Bill for an Act to amend and reenact section 50-06-03 of the 1971 Supplement to the North Dakota Century Code, relating to the term of office of social service board members, and declaring an emergency.

Received from Senate, 257
 Introduction, first reading, 281
 Referred to Committee on Social Welfare
 Reported back, do pass, 866
 Second reading and final passage, 897
 Emergency clause carried, 897
 Returned to Senate, passed, 926
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2170. A Bill for an Act to amend and reenact section 65-09-01 of the North Dakota Century Code relating to liability of uninsured employer; section 65-09-02 of the 1971 Supplement to the North Dakota Century Code relating to time for filing original claims for compensation and employer to furnish payroll report; section 65-09-03 of the North Dakota Century Code relating to order of bureau to contain amount of premium and penalty, filing of record of proceedings and entering judgment; section 65-09-04 of the North Dakota Century Code relating to determination of premiums, penalties and interest on wages to be paid by employer; and providing a penalty.

Received from Senate, 257
 Introduction, first reading, 281
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 942
 Second reading and final passage, 972
 Reconsidered, 1014
 Re-referred to Committee on Industry, Business and Labor, 1014
 Reported back, amended, 1104
 Amendments adopted, 1158
 Second reading and final passage, 1217
 Clincher, 1218
 Returned to Senate, amended, 1271
 Senate concurs, 1313
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2171. A Bill for an Act to create and enact a new section of chapter 52-10 of the North Dakota Century Code, relating to authorization to exclude from social security coverage, under Section 218 of the Act, service performed in the employ of a public school, college, or university by certain students.

Received from Senate, 329
 Introduction, first reading, 358
 Referred to Committee on Education
 Reported back, do pass, 828

Second reading and final passage, 851-852
 Returned to Senate, passed, 904
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2172. A Bill for an Act to amend and reenact section 25-05-01 of the North Dakota Century Code, relating to the administrative placement of the San Haven state hospital as a division of the Grafton state school.

Received from Senate, 274
 Introduction, first reading, 334
 Referred to Committee on Social Welfare
 Reported back, do pass, 768
 Second reading and final passage, 811
 Returned to Senate, passed, 860
 Received from Senate, 1055
 Signed by Speaker, 1056
 Returned to Senate, 1056

Senate Bill No. 2173. A Bill for an Act to amend and reenact section 52-06-04 of the 1971 Supplement to the North Dakota Century Code, relating to schedule of unemployment compensation benefits, qualifying wages and definitions.

Received from Senate, 257
 Introduction, first reading, 281
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 845
 Amendments adopted, 863
 Second reading and final passage, 897-898
 Returned to Senate, amended, 926
 Senate concurs, 967
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2174. A Bill for an Act to amend and reenact section 52-04-16 of the North Dakota Century Code, relating to limitation of time to start civil actions for collection of money owing to the employment security bureau.

Received from Senate, 257
 Introduction, first reading, 282
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 845
 Second reading and final passage, 868
 Returned to Senate, passed, 904
 Received from Senate, 1024
 Signed by Speaker, 1028
 Returned to Senate, 1034

Senate Bill No. 2175. A Bill for an Act to amend and reenact subsection 10 of section 57-39.2-04, sections 57-39.2-10, 57-39.2-15, 57-39.2-23 and 57-39.2-24 of the North Dakota Century Code, relating to the provisions of the sales tax law and providing for a penalty; and to repeal subsection 18 of section 57-39.2-04 and subsection 2 of section 57-39.2-17 of the North Dakota Century Code.

Received from Senate, 485
 Introduction, first reading, 510
 Referred to Committee on Finance and Taxation

Reported back, do pass, 1177
 Second reading and final passage, 1219
 Clincher, 1219
 Returned to Senate, passed, 1270
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2177. A Bill for an Act to create and enact sections 57-52-10.1 and 57-54-07.1; to amend and reenact subsections 5 and 8 of section 57-52-03, sections 57-52-12, 57-52-19, subsection 4 of section 57-53-01, sections 57-53-05, 57-53-08, 57-54-03, 57-54-07, 57-54-11, 57-54.1-15 and 57-56-02 of the North Dakota Century Code, relating to provisions of the motor fuel, special fuels, importers for use, aviation fuel and motor fuel tax refunds; and providing for a penalty.

Received from Senate, 485
 Introduction, first reading, 510
 Referred to Committee on Finance and Taxation
 Reported back, amended, 1133
 Amendments adopted, 1208
 Second reading and final passage, 1268
 Clincher, 1269
 Returned to Senate, amended, 1286
 Senate concurs, 1313
 Received from Senate, 1465
 Signed by Speaker, 1466
 Returned to Senate, 1468

Senate Bill No. 2178. A Bill for an Act to amend and reenact section 25-04-03 of the North Dakota Century Code, relating to the qualifications of superintendent of Grafton state school.

Received from Senate, 761
 Introduction, first reading, 793
 Referred to Committee on State and Federal Government
 Reported back, do pass, 845
 Second reading and final passage, 868
 Reconsidered, 889
 Re-referred to Committee on State and Federal Government, 889
 Reported back, amended, 942
 Amendments adopted, 961
 Second reading and final passage, 999
 Returned to Senate, amended, 1057
 Senate concurs, 1083
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2179. A Bill for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code, relating to residency determination in child placement cases.

Received from Senate, 329
 Introduction, first reading, 358
 Referred to Committee on Social Welfare
 Reported back, amended, 994
 Amendments adopted, 1015
 Second reading and final passage, 1050
 Returned to Senate, amended, 1110
 Senate does not concur, 1185
 Conference Committee:

Senate, 1185
 House, 1193
 Conference Committee report:
 Senate adopts, 1390
 House adopts, 1398
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2180. A Bill for an Act to amend and reenact section 25-05-02 of the North Dakota Century Code, relating to the qualifications of the superintendent of San Haven state hospital.

Received from Senate, 761
 Introduction, first reading, 793
 Referred to Committee on State and Federal Government
 Reported back, do pass, 845
 Motion to lay over one legislative day prevailed, 869
 Re-referred to Committee on State and Federal Government, 889
 Reported back, amended, 942
 Amendments adopted, 961
 Second reading and final passage, 1000
 Returned to Senate, amended, 1057
 Senate concurs, 1083
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2182. A Bill for an Act to provide penalties for harrassing or willfully frightening domestic animals.

Received from Senate, 274
 Introduction, first reading, 334
 Referred to Committee on Agriculture
 Reported back, amended, 735-736
 Amendments adopted, 766
 Second reading and final passage, 812
 Returned to Senate, amended, 859
 Senate concurs, 879
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2183. A Bill for an Act to create and enact two new subsections to section 15-47-38 of the North Dakota Century Code, and to amend and reenact subsection 10 of section 15-29-08 of the North Dakota Century Code, relating to powers of the school board and providing for rules for suspension or dismissal of a teacher.

Received from Senate, 628
 Introduction, first reading, 650
 Referred to Committee on Education
 Reported back, amended, 1133-1134
 Amendments adopted, 1208
 Second reading and final passage, 1269
 Clincher, 1269
 Returned to Senate, amended, 1286
 Senate does not concur, 1313
 Conference Committee:
 Senate, 1313
 House, 1325

Conference Committee report:
 Senate adopts, 1390
 House adopts, 1398
 Amendments adopted, 1399
 Second reading and final passage, 1399
 Clincher, 1400
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2184. A Bill for an Act to create and enact a new subdivision of subsection 13 of section 52-01-01 of the North Dakota Century Code, relating to the unemployment compensation definition of employment, to amend and reenact subsection 1 of section 52-01-01, subsection 2 of section 52-01-01, subsection 3 of section 52-01-01, subsection 5 of section 52-01-01, subsection 9 of section 52-01-01, subdivision b of subsection 13 of section 52-01-01, subdivision g of subsection 15 of section 52-01-01, paragraph (6) of subdivision i of subsection 15 of section 52-01-01, section 52-03-01, paragraph (1) and paragraph (2) of subdivision c of subsection 1 of section 52-03-07, subsection 4 of section 52-04-06, section 52-04-10, section 52-06-19, and section 52-06-29 of the North Dakota Century Code, the beginning sentence of section 52-01-01, section 52-01-07, section 52-04-07, subsection 1 of section 52-04-12, subdivision c of subsection 1 of section 52-04-18, and section 52-04-19 of the 1971 Supplement to the North Dakota Century Code, relating to unemployment compensation provisions, such as definitions, exclusions from employment, maintenance of fund, use of Federal funds credited, tax rates, employer appeals, payment of benefits, charge back of benefits, civil collection process, change of payments by non-profit organizations on a reimbursable basis to a rated payment basis, and financing benefits for state hospitals and state institutions of higher education, and to repeal paragraph 2 of subdivision i of subsection 15 of section 52-01-01, subsection 2 and subsection 3 of section 52-04-12, paragraph (1) and paragraph (2) of subdivision b of subsection 3 of section 52-06-01, and paragraph (1) and paragraph (2) of subdivision c of subsection 3 of section 52-06-01 of the North Dakota Century Code, and subsection 7 of section 52-01-01 and subsection 5 of section 52-04-06 of the 1971 Supplement to the North Dakota Century Code, relating to unemployment compensation provisions, such as exclusion from definition of unemployment, civil collection process, removal of certain benefit ineligibility conditions, conflicting definition of deviation, and rate increase.

Received from Senate, 257
 Introduction, first reading, 282
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 845
 Second reading and final passage, 872-873
 Returned to Senate, passed, 926
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2185. A Bill for an Act to amend and reenact section 52-07.1-03 of the 1971 Supplement to the North Dakota Century Code, relating to definitions in chapter 52-07.1 which provides for extended unemployment compensation benefits.

Received from Senate, 257
 Introduction, first reading, 282
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 845

Second reading and final passage, 873
 Returned to Senate, passed, 926
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1332

Senate Bill No. 2186. A Bill for an Act to amend and reenact section 52-04-03 of the 1971 Supplement to the North Dakota Century Code, relating to rate of unemployment tax and wages subject to tax; and declaring an emergency.

Received from Senate, 274
 Introduction, first reading, 334
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 845-846
 Amendments adopted, 863
 Second reading and final passage, 898-899
 Emergency clause carried, 899
 Returned to Senate, amended, 953
 Senate concurs, 976
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2187. A Bill for an Act authorizing the state of North Dakota acting by the North Dakota employment security bureau to sell and convey in separate transactions for each tract of land: lot thirteen in block nineteen of the original townsite of Williston, Williams County, North Dakota; all of lot eighteen in block twenty-four of the original townsite of Jamestown, Stutsman County, North Dakota; the westerly sixty-five feet and the northerly ten feet of the east seventy-five feet of lot eight in block twenty of the original town of Mandan, Morton County, North Dakota; and lots eight and nine of block twenty-eight of Robert's Second Addition to the City of Fargo, less the east seven and one-half feet, Cass County, North Dakota.

Received from Senate, 257
 Introduction, first reading, 282
 Referred to Committee on State and Federal Government
 Reported back, do pass, 441
 Second reading and final passage, 468
 Returned to Senate, passed, 502
 Received from Senate, 911
 Signed by Speaker, 911
 Returned to Senate, 912

Senate Bill No. 2188. A Bill for an Act to authorize the North Dakota legislative council to make corrections in the North Dakota Unemployment Compensation Law to be submitted to the publisher of the North Dakota Century Code for inclusion in the publication of Replacement Volume Ten.

Received from Senate, 257
 Introduction, first reading, 283
 Referred to Committee on State and Federal Government
 Reported back, do pass, 411
 Second reading and final passage, 434
 Returned to Senate, passed, 474
 Received from Senate, 514
 Signed by Speaker, 514
 Returned to Senate, 514

Senate Bill No. 2189. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota by the North Dakota state hospital.

Received from Senate, 724
 Introduction, first reading, 762
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 1069
 Reconsidered adoption of Committee report, 1090
 Re-referred to Committee on State and Federal Government, 1090
 Reported back, amended, 1146
 Amendments adopted, 1214
 Second reading and final passage, 1269
 Clincher, 1270
 Returned to Senate, amended, 1286
 Senate concurs, 1313
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2190. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota, which land was used by the North Dakota state hospital.

Received from Senate, 724
 Introduction, first reading, 762
 Referred to Committee on State and Federal Government
 Reported back, amended, 964
 Amendments adopted, 988
 Second reading and final passage, 1018
 Returned to Senate, amended, 1057
 Senate concurs, 1083
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2192. A Bill for an Act to amend and reenact section 16-04-01, 16-04-11, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the date of the primary election, precinct committeemen meetings, and party conventions.

Received from Senate, 242
 Introduction, first reading, 260
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 798
 Reported to Senate, indefinitely postponed, 798

Senate Bill No. 2193. A Bill for an Act to amend and reenact sections 15-40.2-09 and 15-53.1-41 of the North Dakota Century Code, relating to attendance in public schools of bordering states and to dissolution of school districts when students attend school in another state.

Received from Senate, 530
 Introduction first reading, 534
 Referred to Committee on Education
 Reported back, indefinitely postponed, 1047
 Returned to Senate, indefinitely postponed, 1083
 Motion to request return failed, 1393

Senate Bill No. 2194. A Bill for an Act to amend and reenact section 20.1-05-06 of the North Dakota Century Code as contained in section 12 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the color of garments worn by big game hunters.

Received from Senate, 274
 Introduction, first reading, 334
 Referred to Committee on Natural Resources
 Reported back, do pass, 789
 Second reading and final passage, 812
 Returned to Senate, passed, 860
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2196. A Bill for an Act to amend and reenact subdivision j of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for income received under the United States Civil Service Retirement Act, firemen's relief associations, and policemen's pension funds, and providing a limitation.

Received from Senate, 452
 Introduction, first reading, 464
 Referred to Committee on Finance and Taxation
 Reported back, amended, 1065
 Amendments adopted, 1089
 Second reading and final passage, 1141
 Clincher, 1142
 Returned to Senate, amended, 1205
 Senate concurs, 1274
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2197. A Bill for an Act to amend and reenact subsection 3 of section 29-01-14 and section 29-01-15 of the North Dakota Century Code, relating to the definition of a magistrate, including small claims court referees as magistrates, and relating to the jurisdiction of county justices and county judges; and to repeal subsection 13 of section 12-01-04 of the North Dakota Century Code, defining magistrates.

Received from Senate, 683
 Introduction, first reading, 731
 Referred to Committee on Judiciary
 Reported back, amended, 942-943
 Amendments adopted, 961
 Second reading and final passage, 1000
 Returned to Senate, amended, 1057
 Senate concurs, 1083
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2198. A Bill for an Act to provide for an extension in the term of office of a member of the board of barber examiners; and to amend and reenact sections 43-04-04, 43-04-07, 43-04-34, and 43-04-42 of the North Dakota Century Code, relating to the board of barber examiners, compensation for the board, provision for re-examination of those who fail, and fees.

Received from Senate, 347
Introduction, first reading, 375
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 943
Second reading and final passage, 973
Returned to Senate, passed, 1027
Received from Senate, 1395
Signed by Speaker, 1405
Returned to Senate, 1407

Senate Bill No. 2199. A Bill for an Act to create and enact a new subsection to section 20.1-01-02 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the definition of rare and endangered animals; and to create and enact a new subsection to section 20.1-02-05 of the North Dakota Century Code as contained in section 9 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to powers of the commissioner.

Received from Senate, 474
Introduction, first reading, 491
Referred to Committee on Natural Resources
Reported back, do pass, 789
Second reading and final passage, 813
Returned to Senate, passed, 860
Received from Senate, 1055
Signed by Speaker, 1056
Returned to Senate, 1056

Senate Bill No. 2200. A Bill for an Act to amend and reenact subsection 10 of section 20.1-01-02 of the North Dakota Century Code as contained in section 8 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the definition of harmful wild birds.

Received from Senate, 474
Introduction, first reading, 491
Referred to Committee on Natural Resources
Reported back, amended, 736
Amendments adopted, 766
Second reading and final passage, 814
Returned to Senate, amended, 859
Senate concurs, 879
Received from Senate, 1395
Signed by Speaker, 1405
Returned to Senate, 1407

Senate Bill No. 2201. 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 sales tax exemption upon the sale of books and school supplies to nonprofit institutions of higher learning.

Received from Senate, 374
Introduction, first reading, 396
Referred to Committee on Finance and Taxation
Reported back, do pass, 798
Second reading and final passage, 830
Returned to Senate, passed, 877
Received from Senate, 1465
Signed by Speaker, 1467
Returned to Senate, 1468

Senate Bill No. 2203. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to movement of certain vehicles on the highways of this state and setting limitations

Received from Senate, 401
 Introduction, first reading, 427
 Referred to Committee on Transportation
 Reported back, amended, 1046
 Amendments adopted, 1061
 Second reading and final passage, 1112
 Returned to Senate, amended, 1205
 Senate concurs, 1274
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2204. A Bill for an Act to amend and reenact sections 24-01-13 and 49-18-45 of the North Dakota Century Code, relating to enforcement activities of appointees of the commissioner of the state highway department.

Received from Senate, 329
 Introduction, first reading, 358
 Referred to Committee on Transportation
 Reported back, do pass, 893
 Second reading and final passage, 920
 Returned to Senate, passed, 952
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1332

Senate Bill No. 2205. A Bill for an Act to amend and reenact section 65-07-01 of the North Dakota Century Code, to include self-employed persons and members of volunteer organizations, and sections 65-07-02 and 65-07-03 of the North Dakota Century Code, redefining insurance, and section 65-07-04 of the North Dakota Century Code to include self-employed persons and members of volunteer organizations under benefits.

Received from Senate, 347
 Introduction, first reading, 375
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 943
 Second reading and final passage, 973
 Returned to Senate, passed, 1027
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2206. A Bill for an Act to repeal chapter 80 of the 1957 Session Laws, providing an appropriation for grasshopper control.

Received from Senate, 329
 Introduction, first reading, 358
 Referred to Committee on Appropriations
 Reported back, do pass, 519
 Second reading and final passage, 551
 Returned to Senate, passed, 598
 Received from Senate, 911
 Signed by Speaker, 911
 Returned to Senate, 912

Senate Bill No. 2207. A Bill for an Act to appropriate funds in accordance with chapter 54-35 of the North Dakota Century Code to study the need for computerized assessment of real property in North Dakota.

Received from Senate, 599
 Introduction, first reading, 636
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 1068
 Returned to Senate, indefinitely postponed, 1110

Senate Bill No. 2208. A Bill for an Act to create and enact sections 43-29-05.1 and 43-29-16.1 of the North Dakota Century Code, relating to the executive secretary of the state board of veterinary medical examiners and abandonment of animals by the owner; and to amend and reenact sections 43-29-01, 43-29-02, 43-29-03, 43-29-05, 43-29-06, 43-29-07, 43-29-08, 43-29-09, 43-29-11, 43-29-13, 43-29-14, 43-29-15, and subsection 3 of section 43-29-17 of the North Dakota Century Code, relating to purposes, appointment, qualifications, officers, rules and regulations, examinations, compensation, application for licenses, fees, renewals, temporary permits, exemptions, refusal to issue and grounds for revocation of licenses, hearings and penalties of the state board of veterinary medical examiners.

Received from Senate, 530
 Introduction, first reading, 534
 Referred to Committee on Agriculture
 Reported back, do pass, 866
 Second reading and final passage, 899
 Returned to Senate, passed, 952
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2209. A Bill for an Act to amend and reenact section 16-17-10 of the North Dakota Century Code, relating to the membership of the district executive committee of each political party.

Received from Senate, 599
 Introduction, first reading, 636
 Referred to Committee on Judiciary
 Reported back, amended, 828
 Amendments adopted, 842
 Second reading and final passage, 874
 Returned to Senate, amended, 926
 Senate does not concur, 967
 Conference Committee:
 Senate, 967
 House, 984
 Conference Committee report:
 Senate adopts, 1025
 House adopts, 1036
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2210. A Bill for an Act to amend and reenact section 14-03-09 of the North Dakota Century Code, relating to who may perform marriages.

Received from Senate, 374
 Introduction, first reading, 396

Referred to Committee on Social Welfare
 Reported back, amended, 866
 Amendments adopted, 889
 Second reading and final passage, 922
 Returned to Senate, amended, 953
 Senate concurs, 976
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2212. A Bill for an Act to amend and reenact section 27-02-02.1 of the North Dakota Century Code, relating to additional compensation for supreme court judges and district court judges.

Received from Senate, 761
 Introduction, first reading, 762
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 1065
 Returned to Senate, indefinitely postponed, 1110

Senate Bill No. 2216. A Bill for an Act to amend and reenact section 50-26-01, subsection 1 of section 50-26-02, and section 50-26-03 of the North Dakota Century Code, relating to the activities of the governor's council on human resources.

Received from Senate, 599
 Introduction, first reading, 636
 Referred to Committee on Social Welfare
 Reported back, indefinitely postponed, 1020
 Returned to Senate, indefinitely postponed, 1057

Senate Bill No. 2219. A Bill for an Act to amend and reenact subsection 7 of section 12-60-07 of the North Dakota Century Code, relating to the powers and duties of the bureau of criminal investigation.

Received from Senate, 426
 Introduction, first reading, 442
 Referred to Committee on Judiciary
 Reported back, amended, 943
 Amendments adopted, 961
 Second reading and final passage, 1001
 Returned to Senate, amended, 1057
 Senate does not concur, 1083
 Conference Committee:
 Senate, 1084
 House, 1134
 Conference Committee report:
 Senate adopts, 1336
 House adopts, 1361
 Amendments adopted, 1362
 Second reading and final passage, 1362
 Clincher, 1362
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2221. A Bill for an Act to amend and reenact section 48-10-01 of the North Dakota Century Code, relating to the capitol grounds planning commission, and declaring an emergency.

Received from Senate, 347
 Introduction, first reading, 375
 Referred to Committee on State and Federal Government
 Reported back, do pass, 520
 Second and final passage, 552
 Emergency clause carried, 552
 Returned to Senate, passed, 598
 Received from Senate, 911
 Signed by Speaker, 911
 Returned to Senate, 912

Senate Bill No. 2222. A Bill for an Act to repeal section 5-01-07 of the North Dakota Century Code, relating to township beer and liquor licenses.

Received from Senate, 401
 Introduction, first reading, 427
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 893
 Returned to Senate, indefinitely postponed, 927

Senate Bill No. 2223. A Bill for an Act to create and enact a new subsection to section 15-47-38 and to amend and reenact section 15-47-38 of the North Dakota Century Code, providing for expansion of rights for teachers in connection with discharge or failure to renew a teacher's contract.

Received from Senate, 599
 Introduction, first reading, 637
 Referred to Committee on Education
 Reported back, amended, 1146
 Amendments adopted, 1214
 Second reading and final passage, 1271
 Clincher, 1272
 Returned to Senate, amended, 1286
 Senate concurs, 1313
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2224. A Bill for an Act to require a statement for a certificate or declaration of full consideration with certain deeds filed for record in the office of the county register of deeds; and providing for a penalty.

Received from Senate, 790
 Introduction, first reading, 803
 Referred to Committee on Political Subdivisions
 Re-referred to Committee on Finance and Taxation, 889
 Reported back, indefinitely postponed, 1065
 Returned to Senate, indefinitely postponed, 1110

Senate Bill No. 2225. A Bill for an Act to amend and reenact section 54-03-02 of the North Dakota Century Code, relating to the convening date of the legislative assembly.

Received from Senate, 329
 Introduction, first reading, 358
 Referred to Committee on State and Federal Government
 Reported back, do pass, 411
 Second reading and final passage, 435
 Returned to Senate, passed, 474
 Received from Senate, 514
 Signed by Speaker, 514
 Returned to Senate, 514

Senate Bill No. 2227. A Bill for an Act relating to and defining abandoned severed mineral interests, providing methods for same to be taken into the custody of the state, for its sale, for an administrator, for a penalty, and providing an appropriation.

Received from Senate, 790
 Introduction, first reading, 803
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 996
 Returned to Senate, indefinitely postponed, 1057

Senate Bill No. 2229. A Bill for an Act authorizing the state board of higher education to sell and transfer certain land owned by the state of North Dakota for the use and benefit of the Hettinger sub-station of the North Dakota agricultural college of the state of North Dakota to the Hettinger municipal airport authority and appropriating the proceeds of sale to the state board of higher education for the purpose of acquiring other land.

Received from Senate, 329
 Introduction, first reading, 358
 Referred to Committee on Education
 Reported back, do pass, 1046
 Second reading and final passage, 1062
 Returned to Senate, passed, 1110
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2231. A Bill for an Act to transfer moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of the state.

Received from Senate, 530
 Introduction, first reading, 534
 Referred to Committee on Appropriations
 Reported back, do pass, 886
 Second reading and final passage, 900
 Returned to Senate, 952
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2232. A Bill for an Act to amend and reenact section 4-22-17 of the North Dakota Century Code, relating to the filing of the nominating petition of a candidate for the office of soil conservation district supervisor.

Received from Senate, 426
 Introduction, first reading, 442
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 768
 Second reading and final passage, 814
 Returned to Senate, passed, 860
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2233. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to the exemption of self-propelled fertilizer spreaders from width limitations on vehicles.

Received from Senate, 724
Introduction, first reading, 763
Referred to Committee on Agriculture
Reported back, amended, 867
Amendments adopted, 889
Second reading and final passage, 923
Returned to Senate, amended, 953
Senate concurs, 976
Received from Senate, 1457
Signed by Speaker, 1458
Returned to Senate, 1458

Senate Bill No. 2235. A Bill for an Act to amend and reenact section 58-06-02, 58-07-01, and 58-08-01 of the North Dakota Century Code, relating to compensation of township supervisors, clerks, and treasurers.

Received from Senate, 426
Introduction, first reading, 442
Referred to Committee on Political Subdivisions
Reported back, do pass, 769
Second reading and final passage, 815
Returned to Senate, passed, 860
Received from Senate, 1084
Signed by Speaker, 1085
Returned to Senate, 1085

Senate Bill No. 2238. A Bill for an Act authorizing the state board of higher education to sell and transfer certain land, appropriating the proceeds of such sale to the state board of higher education for the purpose for which the land was originally received, and declaring an emergency.

Received from Senate, 329
Introduction, first reading, 358
Referred to Committee on Education
Reported back, do pass, 1046
Second reading and final passage, 1062
Emergency clause carried, 1063
Returned to Senate, passed, 1110
Received from Senate, 1457
Signed by Speaker, 1458
Returned to Senate, 1458

Senate Bill No. 2241. A Bill for an Act to repeal chapter 15-66 of the North Dakota Century Code, relating to the regional medical education board.

Received from Senate, 724
Introduction, first reading, 763
Referred to Committee on Social Welfare
Reported back, do pass, 893
Second reading and final passage, 924
Returned to Senate, passed, 952
Received from Senate, 1084
Signed by Speaker, 1084
Returned to Senate, 1085

Senate Bill No. 2242. A Bill for an Act to amend and reenact section 54-10-14 of the North Dakota Century Code as amended by section 3 of chapter 493 of the 1971 Session Laws of North Dakota, relating to auditing of political subdivisions.

Received from Senate, 401
 Introduction, first reading, 427
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 867
 Second reading and final passage, 901
 Returned to Senate, passed, 952
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2243. A Bill for an Act to amend and reenact sections 11-19-18 and 23-06-03 of the North Dakota Century Code, relating to duty of burial of deceased persons and disposition of bodies by coroners.

Received from Senate, 761
 Introduction, first reading, 793
 Referred to Committee on Social Welfare
 Reported back, do pass, 893
 Second reading and final passage, 924
 Returned to Senate, passed, 952
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1332

Senate Bill No. 2244. A Bill for an Act to prohibit referral sales, multilevel sales distributorships, and chain sales schemes, and to provide penalties for such sales.

Received from Senate, 347
 Introduction, first reading, 375
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 828
 Second reading and final passage, 852
 Returned to Senate, passed, 904
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2246. A Bill for an Act to repeal subsection 5 of section 20.1-03-04 of the North Dakota Century Code as contained in section 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to hunting and fishing without a license by military personnel, during the open season in a time of war.

Received from Senate, 474
 Introduction, first reading, 491
 Referred to Committee on Veterans' Affairs
 Reported back, do pass, 560
 Second reading and final passage, 596
 Returned to Senate, passed, 682
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2249. 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.

Received from Senate, 401
 Introduction, first reading, 427
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 798
 Second reading and final passage, 831
 Returned to Senate, passed, 877
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2250. A Bill for an Act to amend and reenact section 39-24-02 of the North Dakota Century Code, relating to the registration and titling of snowmobiles.

Received from Senate, 401
 Introduction, first reading, 427
 Referred to Committee on Transportation
 Reported back, amended, 1046
 Amendments adopted, 1061
 Second reading and final passage, 1113
 Returned to Senate, amended, 1205
 Senate concurs, 1274
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2252. A Bill for an Act to amend and reenact 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, and declaring an emergency.

Received from Senate, 347
 Introduction, first reading, 375
 Referred to Committee on Education
 Reported back, do pass, 943
 Second reading and final passage, 974
 Emergency clause carried, 974
 Returned to Senate, passed 1027
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1332

Senate Bill No. 2253. A Bill for an Act to amend and reenact subsection 1 of section 2-06-03 of the North Dakota Century Code, relating to the creation of a regional airport authority.

Received from Senate, 401
 Introduction, first reading, 428
 Referred to Committee on Transportation
 Reported back, do pass, 1046
 Second reading and final passage, 1063
 Returned to Senate, passed, 1110
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2255. 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, 452
 Introduction, first reading, 464
 Referred to Committee on Appropriations

Reported back, do pass, 562
 Second reading and final passage, 596-597
 Returned to Senate, passed, 682
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2256. 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, 553
 Introduction, first reading, 574
 Referred to Committee on Appropriations
 Reported back, amended, 1187
 Amendments adopted, 1214
 Reconsidered adoption of amendments, 1300
 Amendments not adopted, 1300
 Re-referred to Committee on Appropriations, 1300
 Reported back, amended, 1310
 Amendments adopted, 1317
 Rules suspended, placed on calendar, 1317
 Second reading and final passage, 1340
 Clincher, 1340
 Returned to Senate, amended, 1367
 Senate does not concur, 1376
 Conference Committee:
 Senate, 1376
 House, 1377
 Conference Committee report:
 Senate adopts, 1408
 House adopts, 1414
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2258. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota and used by the North Dakota state hospital.

Received from Senate, 530
 Introduction, first reading, 535
 Referred to Committee on State and Federal Government
 Reported back, amended, 1104
 Amendments adopted, 1158
 Second reading and final passage, 1219-1220
 Clincher, 1220
 Returned to Senate, amended, 1271
 Senate concurs, 1313
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2259. A Bill for an Act to amend and reenact section 57-55-10 of the North Dakota Century Code, relating to exemptions and exceptions to the taxation of mobile homes.

Received from Senate, 485
 Introduction, first reading, 510
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 846
 Second reading and final passage, 875

Returned to Senate, passed, 926
 Received from Senate, 1024
 Signed by Speaker, 1028
 Returned to Senate, 1034

Senate Bill No. 2260. A Bill for an Act to provide an appropriation for salaries and expenses of the merit system council.

Received from Senate, 553
 Introduction, first reading, 574
 Referred to Committee on Appropriations
 Reported back, do pass, 867
 Second reading and final passage, 901
 Returned to Senate, passed, 952
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2261. A Bill for an Act to create and enact sections 8-10-07.2 and 8-10-07.3 of the North Dakota Century Code, relating to the criminal offense of making, selling, or possessing a device to be used for fraudulently obtaining telecommunication services, and to the criminal offense of publishing a credit card number or code with intent or belief that it will be used to avoid lawful telecommunication charges, and providing penalties.

Received from Senate, 329
 Introduction, first reading, 358
 Referred to Committee on Judiciary
 Reported back, do pass, 828
 Second reading and final passage, 853
 Returned to Senate, passed, 904
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2262. A Bill for an Act to establish a state crime laboratory.

Received from Senate, 474
 Introduction, first reading, 491
 Referred to Committee on Judiciary
 Reported back, do pass, 922
 Second reading and final passage, 948-949
 Returned to Senate, passed, 1007
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2264. A Bill for an Act to create and enact a new subsection to section 20.1-01-02, and a new section to chapter 20.1-03 of the North Dakota Century Code as contained in sections 8 and 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to the definition of waterfowl, and the time period during which nonresidents may hunt and possess waterfowl.

Received from Senate, 724
 Introduction, first reading, 763
 Referred to Committee on Natural Resources
 Reported back, do pass, 893
 Lost, 926
 Reconsidered, 940

Second reading and final passage, 941
 Reconsidered, 968
 Re-referred to Committee on Natural Resources, 968
 Reported back, divided, 1048
 Majority, amend, 1048
 Minority, do pass, 1048
 Report of Minority prevailed, 1048
 Second reading and final passage, 1063
 Clincher failed, 1064
 Returned to Senate, passed, 1110
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2265. A Bill for an Act to amend and reenact subsection 2 of section 39-17-07 of the North Dakota Century Code, relating to the limitation of amounts payable from the unsatisfied judgment fund.

Received from Senate, 485
 Introduction, first reading, 510
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 1066
 Substitute motion to place Bill on calendar prevailed, 1066
 Lost, 1114
 Returned to Senate, failed to pass, 1205

Senate Bill No. 2266. A Bill for an Act to create and enact section 30-10-02.1 of the North Dakota Century Code, authorizing the appointment of a guardian of the person or estate of a competent person.

Received from Senate, 401
 Introduction, first reading, 428
 Referred to Committee on Judiciary
 Reported back, amended, 846
 Amendments adopted, 863
 Second reading and final passage, 902
 Returned to Senate, amended, 953
 Senate does not concur, 976
 Conference Committee:
 Senate, 976
 House, 984
 Senate does not adopt, 1121
 Conference Committee:
 Senate, 1121
 Conference Committee report:
 Senate adopts, 1390
 House adopts, 1400
 Amendments adopted, 1400
 Second reading and final passage, 1400
 Clincher, 1401
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2267. A Bill for an Act to amend and reenact section 23-17.2-06 of the North Dakota Century Code, relating to authority of the North Dakota state health council regarding certificates of need.

Received from Senate, 502
 Introduction, first reading, 531
 Referred to Committee on Social Welfare

Reported back, amended, 867
 Amendments adopted, 889
 Second reading and final passage, 927
 Returned to Senate, amended, 985
 Senate concurs, 1006
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2268. A Bill for an Act to amend and reenact sections 43-34-03, 43-34-05, and 43-34-10 of the North Dakota Century Code, relating to the licensing of nursing home administrators.

Received from Senate, 426
 Introduction, first reading, 442
 Referred to Committee on Social Welfare
 Reported back, do pass, 867
 Second reading and final passage, 902-903
 Returned to Senate, passed, 952
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2269. A Bill for an Act to amend and reenact subsection 8 of section 57-02-08 of the North Dakota Century Code, relating to exemptions from real property taxation.

Received from Senate, 485
 Introduction, first reading, 510
 Referred to Committee on Finance and Taxation
 Reported back, amended, 1021
 Reconsidered adoption of Committee report, 1039
 Re-referred to Committee on Finance and Taxation, 1039
 Reported back, amended, 1066
 Amendments adopted, 1089
 Second reading and final passage, 1142
 Clincher, 1143
 Returned to Senate, amended, 1205
 Senate does not concur, 1274
 Conference Committee:
 Senate, 1274
 House, 1310
 Conference Committee report:
 Senate adopts, 1345
 House adopts, 1362
 Amendments adopted, 1363
 Second reading and final passage, 1363
 Clincher, 1363
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2273. A Bill for an Act to provide an appropriation to the North Dakota winter show for the showing and competition of livestock.

Received from Senate, 474
 Introduction, first reading, 491
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 867
 Returned to Senate, indefinitely postponed, 927

Senate Bill No. 2277. A Bill for an Act to permit the depositing in school district general funds of moneys accumulated in such districts from tuition levies for now defunct county agricultural and training schools, and declaring an emergency.

Received from Senate, 474
 Introduction, first reading, 491
 Referred to Committee on Education
 Reported back, do pass, 798
 Second reading and final passage, 832
 Emergency clause carried, 832
 Returned to Senate, passed, 877
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2278. A Bill for an Act to create and enact section 2-07-06.4, 2-07-06.5, 2-07-06.6, and 2-07-06.7, and to amend and reenact section 2-07-06, subsections 2 and 3 of section 2-07-06.1, and sections 2-07-06.2, 2-07-06.3, 2-07-08, 2-07-09, and 2-07-10 of the North Dakota Century Code, relating to the creation of a weather modification authority, continuation of an authority, contents of the petition, powers of the authority, liability for activities, and providing procedures for abolishment.

Received from Senate, 724
 Introduction, first reading, 763
 Referred to Committee on Natural Resources
 Reported back, do pass, 893
 Motion to lay over one legislative day prevailed, 927
 Re-referred to Committee on Natural Resources, 948
 Reported back, divided, 1148
 Majority, amend, 1148
 Minority, indefinitely postpone, 1148
 Report of Majority prevailed, 1148
 Reconsidered adoption of Committee report, 1214
 Re-referred to Committee on Natural Resources, 1214
 Reported back, divided, 1303
 Majority, amend, 1303-1305
 Minority, amend, 1305-1306
 Report of Majority prevailed, 1306
 Amendments adopted, 1317
 Second reading and final passage, 1340
 Clincher, 1341
 Returned to Senate, amended, 1367
 Senate does not concur, 1376
 Conference Committee:
 Senate, 1376
 House, 1377
 Conference Committee report:
 Senate adopts, 1408
 House adopts, 1415
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2280. A Bill for an Act to amend and reenact subsection 9 of section 57-40.3-01 of the North Dakota Century Code, to provide for the inclusion of certain motor vehicles used in the business of a dealer within the definition of trade-in for purposes of determining the purchase price for excise tax purposes.

Received from Senate, 452
 Introduction, first reading, 464
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 789
 Second reading and final passage, 816
 Returned to Senate, passed, 860
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2281. A Bill for an Act to amend and reenact section 57-38-49 and subsections 4 and 5 of section 57-39.2-13 of the North Dakota Century Code, relating to preservation of liens.

Received from Senate, 553
 Introduction, first reading, 574
 Referred to Committee on Judiciary
 Reported back, do pass, 798
 Second reading and final passage, 832
 Returned to Senate, passed, 877
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2282. A Bill for an Act to amend and reenact section 65-05-05 of the North Dakota Century Code, relating to workmen's compensation coverage for coal miners who are disabled and to dependents of coal miners who have died as a result of pneumoconiosis; and to provide such benefits as required by the Federal Coal Mine Health and Safety Act of 1969 and amendments thereto.

Received from Senate, 761
 Introduction, first reading, 793
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 994
 Second reading and final passage, 1018
 Returned to Senate, passed, 1057
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2283. A Bill for an Act to provide for the creation of a North Dakota student financial assistance program, and providing an appropriation.

Received from Senate, 790
 Introduction, first reading, 803
 Referred to Committee on Education
 Re-referred to Committee on Appropriations, without recommendation, 982
 Reported back, amended, 1178
 Statement of purpose, 1178
 Amendments adopted, 1214
 Second reading and final passage, 1273
 Clincher, 1274
 Returned to Senate, amended, 1286
 Senate does not concur, 1337
 Conference Committee:
 Senate, 1337
 House, 1342
 Conference Committee report:
 Senate adopts, 1390

House adopts, 1401
 Amendments adopted, 1402
 Second reading and final passage, 1402
 Clincher, 1402
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2286. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to salaries paid to judges of county courts of increased jurisdiction and raising such salaries.

Received from Senate, 761
 Introduction, first reading, 793
 Referred to Committee on Judiciary
 Reported back, amended, 943
 Amendments adopted, 961
 Second reading and final passage, 1002
 Returned to Senate, amended, 1057
 Senate does not concur, 1084
 Conference Committee:
 Senate, 1084
 House, 1134
 Conference Committee report:
 Senate adopts, 1390
 House adopts, 1402
 Amendments adopted, 1403
 Second reading and final passage, 1403
 Clincher, 1404
 Received from Senate, 1465
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2288. A Bill for an Act to create and enact sections 15-53.1-19.1, 15-53.1-19.2, and 15-53.1-19.3, and to amend and reenact sections 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, 15-53.1-14, 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 of the North Dakota Century Code, relating to area reorganization committees.

Received from Senate, 724
 Introduction, first reading, 763
 Referred to Committee on Education
 Reported back, indefinitely postponed, 1134
 Motion to reconsider failed, 1143
 Returned to Senate, indefinitely postponed, 1204

Senate Bill No. 2289. A Bill for an Act to amend and reenact section 21-04-14 of the North Dakota Century Code, relating to bid proposals for public deposits.

Received from Senate, 474
 Introduction, first reading, 492
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 846
 Second reading and final passage, 875
 Returned to Senate, passed, 926
 Received from Senate, 1024
 Signed by Speaker, 1028
 Returned to Senate, 1034

Senate Bill No. 2291. A Bill for an Act to repeal section 29-05-22 of the North Dakota Century Code, relating to involuntary waivers of preliminary examinations through posting of bond.

Received from Senate, 452
 Introduction, first reading, 464
 Referred to Committee on Judiciary
 Reported back, do pass, 798
 Second reading and final passage, 833
 Returned to Senate, passed, 877
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2292. 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.

Received from Senate, 452
 Introduction, first reading, 464
 Referred to Committee on Judiciary
 Reported back, divided, 982
 Majority, do pass, 982
 Minority, indefinitely postpone, 982
 Report of Minority prevailed, 982
 Returned to Senate, indefinitely postponed, 1027

Senate Bill No. 2293. A Bill for an Act to establish a state board of assessing officials, providing for the establishing, conducting, reviewing, supervising, coordinating or approving courses in assessment practices, and establishing criteria for determining qualifications of assessors and county directors of tax equalization.

Received from Senate, 790
 Introduction, first reading, 803
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 996
 Returned to Senate, indefinitely postponed, 1057

Senate Bill No. 2294. A Bill for an Act to amend and reenact section 10-19-44 of the North Dakota Century Code, relating to corporate dividends, and declaring an emergency.

Received from Senate, 599
 Introduction, first reading, 637
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 944
 Second reading and final passage, 975
 Emergency clause carried, 975
 Returned to Senate, passed, 1027
 Received from Senate, 1285
 Signed by Speaker, 1285
 Returned to Senate, 1285

Senate Bill No. 2295. A Bill for an Act to create and enact a new subsection to sections 20.1-01-02, 20.1-02-05, and 20.1-03-12 of the North Dakota Century Code as contained in sections 8, 9, and 10 of House Bill No. 1041, as approved by the forty-third legislative assembly, relating to guides.

Received from Senate, 724
 Introduction, first reading, 763
 Referred to Committee on Natural Resources

Reported back, do pass, 893
 Second reading and final passage, 928
 Returned to Senate, passed, 985
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2296. A Bill for an Act to create and enact section 11-16-15 of the North Dakota Century Code, relating to the calling of a state's attorney's inquiry; and to repeal section 11-19A-09 and 11-19A-17 of the North Dakota Century Code, relating to state's attorneys' inquiries in counties of over eight thousand population.

Received from Senate, 502
 Introduction, first reading, 531
 Referred to Committee on Judiciary
 Reported back, do pass, 846
 Second reading and final passage, 876
 Returned to Senate, passed, 926
 Received from Senate, 1024
 Signed by Speaker, 1028
 Returned to Senate, 1034

Senate Bill No. 2297. 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.

Received from Senate, 790
 Introduction, first reading, 803
 Referred to Committee on Natural Resources
 Reported back, do pass, 1021
 Lost, 1051
 Reconsidered, 1072
 Re-referred to Committee on Natural Resources, 1072
 Reported back, divided, 1178
 Majority, indefinitely postpone, 1178
 Minority, amend, 1178
 Report of Majority prevailed, 1179
 Returned to Senate, indefinitely postponed, 1204

Senate Bill No. 2300. A Bill for an Act to amend and reenact subsection 1 of section 57-34-01 of the North Dakota Century Code, relating to the definition of a telephone company for taxation purposes.

Received from Senate, 599
 Introduction, first reading, 637
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 922
 Second reading and final passage, 949
 Returned to Senate, passed, 1007
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2301. A Bill for an Act to create and enact section 57-15-51.1 of the North Dakota Century Code, to authorize a special townships tax levy for ambulance services.

Received from Senate, 628
 Introduction, first reading, 651
 Referred to Committee on Political Subdivisions

Reported back, do pass, 893
 Second reading and final passage, 928
 Returned to Senate, passed, 985
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2302. A Bill for an Act to amend and reenact subsections 1 and 2 of section 37-25-02 of the North Dakota Century Code, relating to the period of service needed to be eligible for the Vietnam bonus.

Received from Senate, 683
 Introduction, first reading, 731
 Referred to Committee on Veterans' Affairs
 Reported back, indefinitely postponed, 996
 Returned to Senate, indefinitely postponed, 1057

Senate Bill No. 2303. A Bill for an Act to provide for bonding of each person charged with the responsibility of setting aside and depositing funds in a perpetual care fund; to create and enact sections 23-21.1-02.1 and 23-21.1-02.2 of the North Dakota Century Code, relating to licensing of perpetual care cemeteries; to amend and reenact sections 23-06-04, 23-06-10, 23-06-20, 23-21.1-02, 23-21.1-03, 23-21.1-05, and 23-21.1-09 of the North Dakota Century Code, relating to the time within which burial must be made, contents of burial-transit permits, duties of sextons, regulation of cemeteries, definition of cemeteries, creation of perpetual care funds, and non-perpetual care cemeteries; and providing a penalty.

Received from Senate, 485
 Introduction, first reading, 511
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 964
 Second reading and final passage, 1002
 Returned to Senate, passed, 1057
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2305. A Bill for an Act to amend and reenact subsections 1 and 7 of section 54-52.1-01 and sections 54-52.1-02, 54-52.1-03, 54-52.1-04, 54-52.1-06, and 54-52.1-09 of the North Dakota Century Code, relating to the uniform group insurance program and membership therein for county employees.

Received from Senate, 790
 Introduction, first reading, 803
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 996
 Returned to Senate, indefinitely postponed, 1057

Senate Bill No. 2307. A Bill for an Act to provide an option to postpone the reporting of crop insurance proceeds for income tax purposes.

Received from Senate, 474
 Introduction, first reading, 492
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 828
 Second reading and final passage, 853
 Returned to Senate, passed, 904

Received from Senate, 1024
Signed by Speaker, 1028
Returned to Senate, 1034

Senate Bill No. 2308. A Bill for an Act to provide that the name of the department of accounts and purchases be changed to the department of administration; and to amend and reenact chapter 54-44, and sections 54-44.1-02, 54-44.1-11, and 54-44.2-01 of the North Dakota Century Code, relating to changing the name of the department of accounts and purchases to the department of administration.

Received from Senate, 485
Introduction, first reading, 511
Referred to Committee on State and Federal Government
Reported back, do pass, 538
Second reading and final passage, 567
Reconsidered, 580
Returned to Senate, failed to pass, 580

Senate Bill No. 2310. A Bill for an Act to create the North Dakota post-secondary education commission and to repeal sections 15-10-29, 15-10-30, 15-10-31 and 15-10-32 of the North Dakota Century Code.

Received from Senate, 790
Introduction, first reading, 803
Referred to Committee on Education
Reported back, indefinitely postponed, 1150
Returned to Senate, indefinitely postponed, 1204

Senate Bill No. 2311. A Bill for an Act to amend and reenact subsections 5 and 6 of section 57-39.2-01 of the North Dakota Century Code, relating to sales conducted at auction.

Received from Senate, 485
Introduction, first reading, 511
Referred to Committee on Finance and Taxation
Reported back, amended, 1047
Amendments adopted, 1061
Second reading and final passage, 1114
Returned to Senate, amended, 1205
Senate concurs, 1274
Received from Senate, 1466
Signed by Speaker, 1467
Returned to Senate, 1468

Senate Bill No. 2312. A Bill for an Act to amend and reenact section 54-52.1-06 of the North Dakota Century Code, relating to salary deductions from employee.

Received from Senate, 724
Introduction, first reading, 763
Referred to Committee on State and Federal Government
Reported back, indefinitely postponed, 1134
Reconsidered adoption of Committee report, 1198
Motion to place on calendar, 1198
Substitute motion to lay over one day prevailed, 1198
Second reading and final passage, 1272
Clincher, 1273
Received from Senate, 1466
Signed by Speaker, 1467
Returned to Senate, 1468

Senate Bill No. 2313. A Bill for an Act to amend and reenact section 57-02-33 of the North Dakota Century Code, relating to assessor districts for unorganized territory.

Received from Senate, 530
Introduction, first reading, 535
Referred to Committee on Political Subdivisions
Reported back, indefinitely postponed, 1047
Returned to Senate, indefinitely postponed, 1083

Senate Bill No. 2315. A Bill for an Act to amend and reenact section 16-13-47.1 of the North Dakota Century Code, relating to the availability of a recount of ballots cast for candidates to a congressional, state, legislative, or county office.

Received from Senate, 530
Introduction, first reading, 534
Referred to Committee on Political Subdivisions
Reported back, do pass, 867
Second reading and final passage, 903
Returned to Senate, passed, 952
Received from Senate, 1212
Signed by Speaker, 1216
Returned to Senate, 1223

Senate Bill No. 2317. A Bill for an Act to amend and reenact subsection 1 of section 30-17-01, the initial paragraph of section 30-17-05, and subsection 1 of section 30-17-07 of the North Dakota Century Code, providing the maximum size of a decedent's estate where summary administration or transfer by probate will be allowed.

Received from Senate, 485
Introduction, first reading, 511
Referred to Committee on Judiciary
Reported back, do pass, 922
Second reading and final passage, 950
Returned to Senate, passed, 1007
Received from Senate, 1331
Signed by Speaker, 1331
Returned to Senate, 1332

Senate Bill No. 2318. A Bill for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the property tax exemption for farm structures and improvements.

Received from Senate, 762
Introduction, first reading, 793
Referred to Committee on Finance and Taxation
Reported back, amended, 1182
Amendments adopted, 1214
Second reading and final passage, 1275
Clincher, 1276
Returned to Senate, amended, 1327
Senate concurs, 1336
Received from Senate, 1466
Signed by Speaker, 1467
Returned to Senate, 1468

Senate Bill No. 2321. A Bill for an Act to amend and reenact section 15-29-13 of the North Dakota Century Code, relating to increasing the amount of a school district's incidental revolving fund.

Received from Senate, 474
 Introduction, first reading, 492
 Referred to Committee on Education
 Reported back, do pass, 798
 Second reading and final passage, 833-834
 Returned to Senate, passed, 877
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1332

Senate Bill No. 2322. A Bill for an Act to repeal sections 4-01-17, 18-08-05, and 18-08-06 of the North Dakota Century Code, relating to regulations governing control of the European corn borer, and setting fires for the destruction of grasshoppers.

Received from Senate, 530
 Introduction, first reading, 535
 Referred to Committee on Agriculture
 Reported back, do pass, 769
 Second reading and final passage, 950
 Emergency clause carried, 950
 Returned to Senate, passed, 860
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2323. A Bill for an Act to amend and reenact section 57-38-30.2 of the North Dakota Century Code, relating to the surtax on income, providing for an effective date, and declaring an emergency.

Received from Senate, 553
 Introduction, first reading, 575
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 922
 Second reading and final passage, 950
 Emergency clause carried, 951
 Returned to Senate, passed, 1007
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2324. A Bill for an Act to create and enact a new section to chapter 57-56 of the North Dakota Century Code to provide for a separate and additional tax on the sale of jet aviation motor fuel used by aircraft.

Received from Senate, 762
 Introduction, first reading, 793
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 1066
 Substitute motion to place Bill on calendar prevailed, 1066
 Second reading and final passage, 1115
 Returned to Senate, passed, 1205
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2328. A Bill for an Act to repeal section 25-01-01.1 of the North Dakota Century Code, relating to the coordinating committee on mental retardation.

Received from Senate, 683
 Introduction, first reading, 731
 Referred to Committee on Social Welfare
 Reported back, indefinitely postponed, 893
 Returned to Senate, indefinitely postponed, 927

Senate Bill No. 2329. A Bill for an Act relating to income tax credits for charitable contributions to nonprofit private institutions of higher education.

Received from Senate, 553
 Introduction, first reading, 575
 Referred to Committee on Finance and Taxation
 Reported back, without recommendation, 994
 Second reading and final passage, lost 1019
 Returned to Senate, failed to pass, 1056

Senate Bill No. 2330. A Bill for an Act to provide an appropriation to the state soil conservation committee for the purpose of employing soil scientists for the completion of a soils survey of North Dakota.

Received from Senate, 762
 Introduction, first reading, 793
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 1068
 Returned to Senate, indefinitely postponed, 1164

Senate Bill No. 2331. A Bill for an Act relating to investments of state banks.

Received from Senate, 474
 Introduction, first reading, 492
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 799
 Second reading and final passage, 834
 Returned to Senate, passed, 877
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2333. A Bill for an Act to amend and reenact section 54-06-04.1 of the North Dakota Century Code, relating to reports to be made by state agencies charging fees.

Received from Senate, 683
 Introduction, first reading, 731
 Referred to Committee on State and Federal Government
 Reported back, do pass, 846
 Second reading and final passage, 879
 Returned to Senate, passed, 926
 Received from Senate, 1024
 Signed by Speaker, 1028
 Returned to Senate, 1034

Senate Bill No. 2334. A Bill for an Act to amend and reenact sections 15-18-07 and 15-18-08 of the North Dakota Century Code, relating to state aid to educational centers.

Received from Senate, 790
 Introduction, first reading, 803
 Referred to Committee on Education
 Reported back, do pass, 982

Re-referred to Committee on Appropriations, 982
 Reported back, do pass, 1068
 Second reading and final passage, 1116
 Returned to Senate, passed, 1205
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2335. A Bill for an Act to provide for the salary of the clerk of the district court; and to amend and reenact subsections 1 and 2 of section 11-10-10 and section 11-15-03.1 of the North Dakota Century Code, relating to the compensation of sheriffs and other elected county officials.

Received from Senate, 790
 Introduction, first reading, 803
 Referred to Committee on Political Subdivisions
 Reported back, amended, 1150-1155
 Amendments adopted, 1214
 Request unanimous consent to amend on House floor, 1276
 Re-referred to Committee on Political Subdivisions, 1276
 Reported back, amended, 1325
 Amendments adopted, 1335
 Second reading and final passage, 1343
 Clincher, 1344
 Returned to Senate, amended, 1367
 Senate concurs, 1375
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2336. A Bill for an Act to amend and reenact subsection 1 of section 15-03-04 and section 15-03-07 of the North Dakota Century Code, relating to investments and farm loans made by the board of university and school lands.

Received from Senate, 485
 Introduction, first reading, 511
 Referred to Committee on State and Federal Government
 Reported back, do pass, 769
 Second reading and final passage, 817
 Returned to Senate, passed, 860
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2337. A Bill for an Act to provide state solid waste management and land protection, and providing a penalty.

Received from Senate, 628
 Introduction, first reading, 651
 Referred to Committee on Natural Resources
 Reported back, do pass, 868
 Re-referred to Committee on Natural Resources, 904
 Reported back, amended, 922
 Amendments adopted, 937
 Second reading and final passage, lost, 975
 Clincher failed, 976
 Returned to Senate, failed to pass, 1027

Senate Bill No. 2340. A Bill for an Act to require a prescription for the sale and purchase of hypodermic needles and hypodermic syringes, to forbid the possession of such instruments, to require records to be kept, to exempt certain individuals and professions, and to provide a penalty.

Received from Senate, 474
 Introduction, first reading, 492
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 964
 Second reading and final passage, lost, 1003
 Clincher motion failed, 1004
 Returned to Senate, failed to pass, 1056

Senate Bill No. 2342. A Bill for an Act to amend and reenact subsection 7 of section 57-23-04 of the North Dakota Century Code, relating to the abatement or refund of taxes by county commissioners in cases of property destroyed or injured by fire, flood, or tornado; and to repeal subsection 4 of section 57-02-11 of the North Dakota Century Code.

Received from Senate, 502
 Introduction, first reading, 531
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 846
 Second reading and final passage, 880
 Returned to Senate, passed, 926
 Received from Senate, 1024
 Signed by Speaker, 1028
 Returned to Senate, 1034

Senate Bill No. 2343. A Bill for an Act to create and enact chapter 47-20.1 of the North Dakota Century Code, relating to landmarks, land surveying and corner recording; to repeal chapter 47-20 of the North Dakota Century Code; and providing an effective date; and providing a penalty.

Received from Senate, 790
 Introduction, first reading, 804
 Referred to Committee on State and Federal Government
 Reported back, do pass, 944
 Second reading and final passage, 978
 Returned to Senate, passed, 1027
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2344. A Bill for an Act to amend and reenact section 25-09-04 of the North Dakota Century Code, relating to liability of relatives for expenses of care and treatment of patients of the state hospital, state school, and San Haven state hospital.

Received from Senate, 762
 Introduction, first reading, 793
 Referred to Committee on State and Federal Government
 Reported back, amended, 828-829
 Amendments adopted, 842
 Second reading and final passage, 88
 Returned to Senate, amended, 926
 Senate does not concur, 967
 Conference Committee:
 Senate, 968
 House, 984
 Conference Committee report:

Senate adopts, 1176
 House adopts, 1197
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2345. A Bill for an Act to authorize the director of the North Dakota mental health and retardation division of the state health department to sell and convey certain lands, owned by the state of North Dakota and used by the state hospital, at public auction or by sealed bids, the proceeds of which will be used for the benefit of the state hospital, and declaring an emergency.

Received from Senate, 530
 Introduction, first reading, 534
 Referred to Committee on State and Federal Government
 Reported back, do pass, 846
 Second reading and final passage, 881
 Emergency clause carried, 882
 Returned to Senate, passed, 926
 Received from Senate, 1212
 Signed by Speaker, 1216
 Returned to Senate, 1223

Senate Bill No. 2352. A Bill for an Act to create and enact section 40-58-20 of the North Dakota Century Code, relating to the computation, certification, and remittance of tax increments resulting from urban renewal for reimbursement of the cost of renewal and the interest and redemption premiums on obligations issued to pay such costs.

Received from Senate, 724
 Introduction, first reading, 763
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 1047
 Second reading and final passage, 1072
 Returned to Senate, passed, 1164
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2353. A Bill for an Act to amend and reenact section 57-40.3-04 of the North Dakota Century Code, relating to tax exemptions.

Received from Senate, 573
 Introduction, first reading, 579
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 922
 Second reading and final passage, 951
 Returned to Senate, passed, 1007
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2356. A Bill for an Act to amend and reenact sections 6-03-13.1, 6-03-13.2 and 6-03-13.3 of the North Dakota Century Code, relating to drive-in facilities of banks, their locations, and providing for the approval, in certain instances, of the comptroller of the currency.

Received from Senate, 599
 Introduction, first reading, 637
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 994
 Amendments adopted, 1015
 Second reading and final passage, lost, 1051-1052
 Reconsidered, 1082
 Second reading and final passage, 1082
 Returned to Senate, amended, 1164
 Senate does not concur, 1212
 Conference Committee:
 Senate, 1212
 House, 1215
 Senate concurs, 1293
 Conference Committee dissolved, 1311
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2357. A Bill for an Act making a deficiency appropriation for personal property tax replacement for the fiscal year ending June 30, 1973, and declaring an emergency.

Received from Senate, 485
 Introduction, first reading, 511
 Referred to Committee on Appropriations
 Reported back, do pass, 1068
 Second reading and final passage, 1116
 Emergency clause carried, 1117
 Returned to Senate, passed, 1205
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2360. A Bill for an Act to repeal section 44-08-10 of the North Dakota Century Code, relating to public notices and printing.

Received from Senate, 485
 Introduction, first reading, 511
 Referred to Committee on Appropriations
 Reported back, do pass, 829
 Second reading and final passage, 854
 Returned to Senate, passed, 904
 Received from Senate, 1024
 Signed by Speaker, 1028
 Returned to Senate, 1034

Senate Bill No. 2362. A Bill for an Act to amend and reenact section 24-09-08.1 of the North Dakota Century Code, relative to highway fund and increasing amount to be expended therefrom.

Received from Senate, 762
 Introduction, first reading, 793
 Referred to Committee on Appropriations
 Reported back, do pass, 1068-1069
 Second reading and final passage, 1117
 Returned to Senate, passed, 1205
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2363. A Bill for an Act to provide for a reservation on the sale of all land under the control of the board of university and school lands.

Received from Senate, 683
 Introduction, first reading, 731
 Referred to Committee on State and Federal Government
 Reported back, amended, 964
 Amendments adopted, 988
 Second reading and final passage, 1022
 Returned to Senate, amended, 1083
 Senate concurs, 1121
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2364. A Bill for an Act, not applicable to banks and certain other financial businesses, in relation to the definition, licensing, and regulating of the business of selling, issuing or delivering checks, drafts, and money orders as a service or for a fee or other consideration; to provide for the licensing of such business; and to prescribe remedies and penalties.

Received from Senate, 502
 Introduction, first reading, 532
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 799
 Second reading and final passage, 835
 Returned to Senate, passed, 877
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1332

Senate Bill No. 2367. A Bill for an Act to provide for continuing legislative concern for redress of citizens' governmental grievances and complaints through a special committee of the legislative council.

Received from Senate, 790
 Introduction, first reading, 804
 Referred to Committee on State and Federal Government
 Reported back, do pass, 944
 Second reading and final passage, 979
 Reconsidered, 992
 Re-referred to Committee on State and Federal Government, 992
 Reported back, without recommendation, 1104
 Second reading and final passage, lost, 1143
 Returned to Senate, failed to pass, 1205

Senate Bill No. 2368. A Bill for an Act to create trustee for multi-unit buildings during period of foreclosure.

Received from Senate, 724
 Introduction, first reading, 764
 Referred to Committee on Judiciary
 Reported back, amended, 944
 Amendments adopted, 961
 Second reading and final passage, 1004
 Returned to Senate, amended, 1057
 Senate concurs, 1083
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2369. A Bill for an Act relating to hearing procedures in dealing with interstate parolees or probationers being supervised under the interstate compact for the supervision of parolees and probationers.

Received from Senate, 474
Introduction, first reading, 492
Referred to Committee on Judiciary
Reported back, do pass, 964
Second reading and final passage, 1004
Returned to Senate, passed, 1057
Received from Senate, 1395
Signed by Speaker, 1405
Returned to Senate, 1407

Senate Bill No 2375 A Bill for an Act to amend and reenact section 40-54-10 of the North Dakota Century Code, relating to permission to sell gravel assessment warrants for cash at not less than ninety-eight percent of the par value thereof.

Received from Senate, 683
Introduction, first reading, 731
Referred to Committee on Political Subdivisions
Reported back, do pass, 894
Second reading and final passage, 929
Returned to Senate, passed, 985
Received from Senate, 1331
Signed by Speaker, 1331
Returned to Senate, 1332

Senate Bill No 2376 A Bill for an Act to amend and reenact section 40-31-09 of the North Dakota Century Code, relating to permission to sell curbing and gutter assessment warrants for cash at not less than ninety-eight percent of the par value thereof.

Received from Senate, 683
Introduction, first reading, 731
Referred to Committee on Political Subdivisions
Reported back, do pass, 894
Second reading and final passage, 929
Returned to Senate, passed, 985
Received from Senate, 1331
Signed by Speaker, 1331
Returned to Senate, 1332

Senate Bill No. 2377. A Bill for an Act to amend and reenact section 40-29-15 of the North Dakota Century Code, relating to permission to sell sidewalk assessment warrants for cash at not less than ninety-eight percent of the par value thereof.

Received from Senate, 683
Introduction, first reading, 731
Referred to Committee on Political Subdivisions
Reported back, do pass, 894
Second reading and final passage, 930
Returned to Senate, passed, 985
Received from Senate, 1457
Signed by Speaker, 1458
Returned to Senate, 1458

Senate Bill No. 2378. A Bill for an Act to amend and reenact section 26-26-01 of the North Dakota Century Code, granting additional powers to hospital service corporations.

Received from Senate, 485
 Introduction, first reading, 511
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 994
 Re-referred to Committee on Industry, Business and Labor, 1014
 Reported back, do pass, 1155
 Second reading and final passage, 1220
 Clincher, 1221
 Returned to Senate, passed, 1270
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2379. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to definitions, adjustments to taxable income for corporations; and providing for an effective date.

Received from Senate, 724
 Introduction, first reading, 764
 Referred to Committee on Finance and Taxation
 Reported back, without recommendation, 1179
 Second reading and final passage, lost, 1221
 Returned to Senate, failed to pass, 1271

Senate Bill No. 2380. A Bill for an Act to create and enact a new section to chapter 40-57.1 and to amend and reenact section 40-57.1-02 of the North Dakota Century Code, relating to tax exemptions for new industries.

Received from Senate, 553
 Introduction, first reading, 575
 Referred to Committee on Finance and Taxation
 Reported back, amended, 1179
 Amendments adopted, 1214
 Second reading and final passage, 1276
 Clincher, 1277
 Returned to Senate, amended, 1327
 Senate does not concur, 1337
 Conference Committee:
 Senate, 1337
 House, 1367
 Conference Committee report:
 Senate adopts, 1390
 House adopts, 1404
 Amendments adopted, 1404
 Second reading and final passage, 1404
 Clincher, 1405
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2382. A Bill for an Act to amend and reenact section 27-11-11 of the North Dakota Century Code, relating to compensation of members of the state bar board.

Received from Senate, 485
 Introduction, first reading, 511
 Referred to Committee on Judiciary
 Reported back, do pass, 769
 Second reading and final passage, 818
 Returned to Senate, passed, 860
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1085

Senate Bill No. 2384. A Bill for an Act to amend and reenact subsection 5 of section 40-49-12 of the North Dakota Century Code, to increase the maximum compensation payable to a clerk of a park district.

Received from Senate, 762
 Introduction, first reading, 794
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 995
 Second reading and final passage, 1023
 Returned to Senate, passed, 1082
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2386. A Bill for an Act to amend and reenact section 35-05-01 of the North Dakota Century Code, relating to security interests in growing and unharvested crops.

Received from Senate, 553
 Introduction, first reading, 575
 Referred to Committee on Agriculture
 Reported back, amended, 1021
 Amendments adopted, 1039
 Second reading and final passage, 1074
 Returned to Senate, amended, 1164
 Senate does not concur, 1212
 Conference Committee:
 Senate, 1212
 House, 1215
 Conference Committee report:
 Senate adopts, 1345
 House adopts, 1364
 Amendments adopted, 1364
 Second reading and final passage, 1364
 Clincher, 1364
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2387. A Bill for an Act to amend and reenact section 57-40.3-09 of the North Dakota Century Code, relating to reciprocity given for taxes paid in another state.

Received from Senate, 452
 Introduction, first reading, 465
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 828
 Second reading and final passage, 855
 Returned to Senate, passed, 904
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1086

Senate Bill No. 2391. A Bill for an Act to amend and reenact section 40-44-06 of the North Dakota Century Code, relating to compensation and expenses of a civil service commissioner and commission members.

Received from Senate, 724
 Introduction, first reading, 764
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 995
 Second reading and final passage, 1023

Returned to Senate, passed, 1082
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1407

Senate Bill No. 2392. A Bill for an Act to amend and reenact subsections 17, 25, 26, 27, and 28 of section 1, and subsections 17, 25, 26, 27, and 28 of section 3, as contained in House Bill No. 1042, as approved by the forty-third legislative assembly, relating to state legislative apportionment.

Received from Senate, 790
 Introduction, first reading, 804
 Referred to Joint Committee on Reapportionment
 Reported back, do pass, 995
 Second reading and final passage, lost, 1028-1029
 Reconsidered, 1070
 Motion to re-refer to Joint Committee on Reapportionment, 1070
 Substitute motion to place on calendar prevailed, 1070
 Second reading and final passage, 1071
 Returned to Senate, failed to pass, 1110

Senate Bill No. 2393. A Bill for an Act to amend and reenact Section 46-05-03 of the North Dakota Century Code relating to the fees to be paid for the publication of legal notices.

Received from Senate, 762
 Introduction, first reading, 794
 Referred to Committee on Political Subdivisions
 Reported back, amended, 1155
 Amendments adopted, 1214
 Second reading and final passage, 1277
 Clincher, 1278
 Returned to Senate, amended, 1327
 Senate concurs, 1337
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2395. A Bill for an Act to create and enact section 15 to chapter 346 of the 1971 Session Laws of North Dakota to provide an appropriation; to create and enact section 17 to chapter 496 of the 1971 Session Laws of North Dakota to provide an appropriation; and to amend and reenact sections 2 and 16 of chapter 496 of the 1971 Session Laws of North Dakota to provide authority for issuing additional bonds of North Dakota Vietnam conflict adjusted compensation series and to appropriate funds required for payment of the principal and interest thereon.

Received from Senate, 790
 Introduction, first reading, 804
 Referred to Joint Committee on Reapportionment
 Reported back, do pass, 995
 Second reading and final passage, lost, 1029-1030
 Motion to reconsider failed, 1070
 Returned to Senate, failed to pass, 1083
 Motion to have Bill returned from Senate failed, 1370

Senate Bill No. 2400. A Bill for an Act to provide for a severance tax upon coal; to provide procedures for the imposition, collection, and administration of such tax; to provide for a trust fund and for the allocation of the interest from such fund to counties and for distribution to schools; and to provide a counties; and to provide a penalty.

Received from Senate, 762
 Introduction, first reading, 794
 Referred to Committee on Finance and Taxation
 Reported back, amended, 1179
 Amendments adopted, 1214
 Second reading and final passage, 1278
 Clincher, 1278
 Returned to Senate, amended, 1327
 Senate does not concur, 1337
 Conference Committee:
 Senate, 1337
 House, 1366
 Senate does not adopt, 1424
 Conference Committee:
 Senate, 1424
 Conference Committee report:
 Senate adopts, 1444
 House adopts, 1445
 Amendments adopted, 1445
 Second reading and final passage, 1445
 Clincher, 1445
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2401. A Bill for an Act expressing the intent of the forty-third legislative assembly regarding medical education, authorizing the state board of higher education to enter into intra-state and interstate medical education contracts, directing review of such contracts by a legislative council committee, and declaring an emergency.

Received from Senate, 762
 Introduction, first reading, 794
 Referred to Committee on Education
 Reported back, do pass, 944
 Re-referred to Committee on Appropriations, 944
 Reported back, do pass, 1183
 Second reading and final passage, 1221
 Clincher, 1222
 Emergency clause carried, 1222
 Returned to Senate, passed, 1270
 Received from Senate, 1457
 Signed by Speaker, 1458
 Returned to Senate, 1458

Senate Bill No. 2403. A Bill for an Act to amend and reenact 40-21-05 of the North Dakota Century Code, relating to compensation of inspectors, judges, and clerks at municipal elections.

Received from Senate, 452
 Introduction, first reading, 465
 Referred to Committee on Judiciary
 Reported back, amended, 736
 Amendments adopted, 766
 Second reading and final passage, 818
 Returned to Senate, amended, 859
 Senate concurs, 879
 Received from Senate, 1395
 Signed by Speaker, 1405
 Returned to Senate, 1408

Senate Bill No. 2406. A Bill for an Act to amend and reenact section 50-09-21 of the North Dakota Century Code, relating to county reimbursement liability in aid to dependent children cases.

Received from Senate, 530
 Introduction, first reading, 535
 Referred to Committee on Social Welfare
 Reported back, do pass, 769
 Second reading and final passage, 819
 Returned to Senate, passed, 860
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1332

Senate Bill No. 2409. A Bill for an Act to prohibit discrimination in employment because of race, color, religion, sex, or national origin, and providing a penalty.

Received from Senate, 573
 Introduction, first reading, 579
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 982
 Returned to Senate, independently postponed, 1027

Senate Bill No. 2411. A Bill for an Act to amend and reenact section 40-57-02 of the North Dakota Century Code, defining "projects" under the Municipal Industrial Development Act of 1955 as amended, and declaring an emergency.

Received from Senate, 553
 Introduction, first reading, 575
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 847
 Amendments adopted, 863
 Second reading and final passage, 904
 Emergency clause carried, 905
 Returned to Senate, amended, 953
 Senate concurs, 976
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2413. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the Bank of North Dakota.

Received from Senate, 628
 Introduction, first reading, 651
 Referred to Committee on Appropriations
 Reported back, do pass, 944
 Second reading and final passage, 979
 Returned to Senate, passed, 1027
 Received from Senate, 1331
 Signed by Speaker, 1331
 Returned to Senate, 1332

Senate Bill No. 2414. A Bill for an Act to create and enact section 11-33-21 of the North Dakota Century Code, relating to the general penalties for violation of zoning regulations and restrictions.

Received from Senate, 573
 Introduction, first reading, 579
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 868
 Second reading and final passage, 905
 Returned to Senate, passed, 953
 Received from Senate, 1084
 Signed by Speaker, 1085
 Returned to Senate, 1086

Senate Bill No. 2415. A Bill for an Act authorizing the issuance of additional general obligation bonds in an amount not exceeding four million dollars for the purpose of the payment of adjusted compensation to North Dakota veterans of the Vietnam conflict; to amend and reenact section 54-17.1-02 of the North Dakota Century Code, relating to the authority for issuing the Vietnam bonus bonds; providing for an appropriation for the expense of issuance of such bonds and the administration of the payment of Vietnam adjusted compensation claims; and declaring an emergency.

Received from Senate, 790
 Introduction, first reading, 804
 Referred to Committee on Appropriations
 Reported back, do pass, 995
 Second reading and final passage, 1030
 Emergency clause carried, 1030
 Returned to Senate, passed, 1083
 Received from Senate, 1466
 Signed by Speaker, 1467
 Returned to Senate, 1468

Senate Bill No. 2419. A Bill for an Act to create and enact sections 41-09-13.1 and 41-09-46.2, relating to the priority of a consignee over a secured party, to the assignment of security interests, and to the filing of assignments of financing statements; to amend and reenact subsection 2 of section 41-01-05, subsections 9 and 37 of section 41-01-11, subsections 1 and 2 of section 41-02-07, subsection 2 of section 41-05-16, subsection 1 of section 41-09-02, sections 41-09-03, 41-09-04, 41-09-05, 41-09-06, 41-09-16, 41-09-17, 41-09-18, 41-09-22, 41-09-23, 41-09-25, 41-09-26, subsections 1, 2, 3, and 4 of section 41-09-27, sections 41-09-28, 41-09-29, 41-09-33, 41-09-34, 41-09-39, 41-09-40, 41-09-41, 41-09-42, 41-09-43, 41-09-44, 41-09-45, subsection 3 of section 41-09-47, subsection 2 of section 41-09-48, subsections 1, 2, and 3 of section 41-09-50, and subsection 2 of section 41-09-51 of the North Dakota Century Code, relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning same, including sales, commercial paper, bank deposits, bank collections, letters of credit, bulk transfers, warehouse receipts, bills of lading and other documents of title, investment securities, and secured transactions; and providing for transition and an effective date.

Received from Senate, 724
 Introduction, first reading, 764
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 965
 Amendments adopted, 988
 Second reading and final passage, 1030
 Returned to Senate, amended, 1083
 Senate concurs, 1121
 Received from Senate, 1396
 Signed by Speaker, 1405
 Returned to Senate, 1408

Senate Bill No. 2421. A Bill for an Act to amend and reenact section 12-48-14 of the North Dakota Century Code, relating to the compensation of inmates at the state penitentiary.

Received from Senate, 1236

Introduction, first reading, 1244

Referred to Committee on State and Federal Government, 1244

Reported back, do pass, 1306

Second reading and final passage, 1321

Clincher, 1322

Returned to Senate, passed, 1342

Received from Senate, 1466

Signed by Speaker, 1467

Returned to Senate, 1468

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4001. A Concurrent Resolution directing the State Departments of Health and Social Services to coordinate and consolidate human services provided by community mental health and retardation centers and area social service centers.

Received from Senate, 130
 Introduction, first reading and referred to Committee on Social Welfare, 135
 Reported back, do pass, 868
 Second reading and final passage, 906
 Returned to Senate, passed, 953
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1469
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4002. A Concurrent Resolution requesting the Congress of the United States to unconditionally release to the State of North Dakota, free of any trust agreement, the assets of the North Dakota Rural Rehabilitation Corporation.

Received from Senate, 160
 Introduction, first reading and referred to Committee on Industry, Business and Labor, 164
 Reported back; do pass, 965
 Second reading and final passage, 1005
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1469
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4004. A Concurrent Resolution expressing support for the imposition of more appropriate sentences by the courts of this state for persons convicted of driving while intoxicated.

Received from Senate, 242
 Introduction, first reading and referred to Committee on Transportation, 260
 Reported back, do pass, 1047
 Second reading and final passage, 1075
 Returned to Senate, passed, 1164
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1471

Senate Concurrent Resolution No. 4005. A Concurrent Resolution for a study by the Legislative Council of the field of land use planning and zoning at the state, regional, and local levels; and authorizing the Legislative Council to seek federal funds to help defray the cost of the study.

Received from Senate, 1084
 Introduction, first reading and referred to Committee on Legislative Council Resolutions, 1134
 Reported back, do pass, 1157
 Second reading and final passage, 1224
 Clincher, 1225
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1471

Senate Concurrent Resolution No. 4006. A Concurrent Resolution directing a study by the Legislative Council for the purpose of determining if some control is needed over the location and construction of power transmission lines, both public and private.

Received from Senate, 1084
 Introduction, first reading and referred to Committee on Legislative Council Resolutions, 1134
 Reported back, do pass, 1157
 Second reading and final passage, 1225
 Clincher, 1226
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1471

Senate Concurrent Resolution No. 4008. A Concurrent Resolution directing the Board of University and School Lands to confer with appropriate agencies.

Received from Senate, 485
 Introduction, first reading and referred to Committee on Natural Resources, 512
 Reported back, amended, 944
 Amendments adopted, 961
 Second reading and final passage, 1005
 Returned to Senate, amended, 1057
 Senate does not concur, 1084
 Conference Committee:
 Senate, 1084
 House, 1134
 Conference Committee report:
 Senate adopts, 1345
 House adopts, 1365
 Clincher, 1365
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4009. A Concurrent Resolution designating February 2, 1973, as North Dakota Editors Day at the Forty-third Legislative Assembly, and welcoming Mr. John Finnegan, a distinguished journalist and executive editor of the St. Paul Pioneer Press and Dispatch, to North Dakota.

Received from Senate, 198
 Rules suspended, not referred to Committee, read in entirety, not printed as a Bill, printed in Journal, placed on second reading and final passage, 212
 Introduction, first reading and referred to Committee, 212
 Returned to Senate, passed, 226
 Second reading and final passage, 409
 Received from Senate, signed by President, 911
 Signed by Speaker, 912
 Returned to Senate, signed by Speaker, 912

Senate Concurrent Resolution No. 4010. A Concurrent Resolution for a constitutional amendment requiring all meetings of governmental bodies to be open to the public, unless otherwise provided by law, and for the amendment of section 50 of the Constitution of the State of North Dakota, relating to open meetings of the legislative assembly and its committees, and providing an effective date.

Received from Senate, 1066
 Introduction, first reading and referred to Committee on State and Federal Government, 1082
 Reported back, do pass, 1155
 Second reading and final passage, 1226
 Clincher, 1226
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4011. 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, 502
 Introduction, first reading and referred to Committee on Transportation, 532
 Reported back, do pass, 894
 Second reading and final passage, 931
 Returned to Senate, passed, 985
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4012. A concurrent resolution urging that public agencies and private individuals cooperate with the North Dakota Geological Survey by furnishing data from lignite test holes.

Received from Senate, 762
 Introduction, first reading and referred to Committee on Natural Resources, 794
 Reported back, do pass, 995
 Second reading and final passage, 1031
 Returned to Senate, passed, 1083
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4016. A concurrent resolution urging the North Dakota Board of Higher Education to authorize veterans attending a state college, university, or technical or vocational school on the GI Bill to pay their tuition and fees on an installment basis.

Received from Senate, 762
 Introduction, first reading and referred to Committee on Veterans' Affairs, 794
 Reported back, do pass, 894
 Second reading and final passage, 931
 Returned to Senate, passed, 985
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4017. A concurrent resolution urging the Board of Higher Education of the State of North Dakota to require that married veterans be given priority for openings as they occur in married housing at state colleges, universities, and technical and vocational schools.

Received from Senate, 762
 Introduction, first reading and referred to Committee on Veterans' Affairs, 794
 Reported back, do pass, 894
 Second reading and final passage, 931
 Returned to Senate, passed, 985
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4018. A concurrent resolution urging the railroads serving North Dakota to use every means possible to provide an adequate number of boxcars and hopper cars in order that North Dakota farmers and grain shippers may market their products on a timely basis.

Received from Senate, 347
 Introduction, first reading and referred to Committee on Agriculture
 Reported back, do pass, 463
 Second reading and final passage, 490
 Returned to Senate, passed, 530
 Received from Senate, signed by President, 911
 Signed by Speaker, 912
 Returned to Senate, signed by Speaker, 912 .

Senate Concurrent Resolution No. 4020. A concurrent resolution requesting the Office of the Executive Budget to develop a plan and to begin converting all state agency and institution budgets to a program budgeting basis, and to direct the State Departments of Health, Social Services, and Vocational Rehabilitation, and the State Industrial School to continue program budgeting.

Received from Senate, 762
 Introduction, first reading and referred to Committee on Appropriations, 794
 Reported back, do pass, 1183
 Second reading and final passage, 1226
 Clincher, 1227
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4021. A concurrent resolution providing for a study by the Legislative Council of the functions, responsibilities, and operations of the Extension Division and the Experiment Stations of the North Dakota State University of Agriculture and Applied Science.

Received from Senate, 1084
 Introduction, first reading and referred to Committee on Legislative Council Resolutions, 1135
 Reported back, do pass, 1157
 Second reading and final passage, 1227
 Clincher, 1227
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4022. A concurrent resolution for the ratification of a proposed amendment to the Constitution of the United States, prohibiting states from denying a citizen equality of rights under law on account of sex.

Received from Senate, 553
 Introduction, first reading and referred to Committee on Judiciary, 575
 Motion to hear Committee report at a time certain prevailed, 800
 Reported back, divided, 886
 Majority, to indefinitely postpone, 886
 Minority, do pass, 886
 Report of Majority prevailed, 887
 Clincher, 887
 Returned to Senate, indefinitely postponed, 927

Senate Concurrent Resolution No. 4023. A Concurrent Resolution providing for a study by the Legislative Council of the North Dakota Workmen's Compensation laws and program and the Workmen's Compensation Bureau responsibilities in the employment safety field.

Received from Senate, 1084
 Introduction, first reading and referred to Committee on Legislative Council Resolutions, 1135
 Reported back, do pass, 1157
 Second reading and final passage, 1227
 Clincher, 1228
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4024. A Concurrent Resolution urging the United States Congress to enact effective legislation to deal with strikes in the transportation industry.

Received from Senate, 956
 Introduction, first reading and referred to Committee on State and Federal Government, 965
 Reported back, do pass, 1066
 Second reading and final passage, 1118
 Returned to Senate, passed, 1205
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4025. A Concurrent Resolution urging that officials at all levels of government who have responsibilities for the construction and maintenance of public roads, as well as private citizens that occupy lands abutting public roads, exert a concentrated effort to improve safety for the traveler.

Received from Senate, 762
 Introduction, first reading and referred to Committee on Transportation 795
 Reported back, do pass, 1047
 Second reading and final passage, 1075
 Returned to Senate, passed, 1164
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4026. A Concurrent Resolution directing the Director of Institutions to conduct a space utilization study and a facility needs and improvement study of the institutions and facilities under his control.

Received from Senate, 762
 Introduction, first reading and referred to Committee on State
 and Federal Government, 795
 Reported back, do pass, 829
 Second reading and final passage, 855
 Returned to Senate, passed, 904
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4027. A Concurrent Resolution directing the Legislative Council to conduct an interim study of law enforcement and regulatory activities in the State of North Dakota.

Received from Senate, 1111
 Introduction, first reading and referred to Committee on Legis-
 lative Council Resolutions, 1135
 Reported back, without recommendation, 1184
 Second reading and final passage, 1228
 Clincher, 1229
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4029. 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 and the Medical Assistance Program on Federal Indian reservations.

Received from Senate, 860
 Introduction, first reading and referred to Committee on Social
 Welfare, 885
 Reported back, do pass, 995
 Second reading and final passage, 1031-1032
 Returned to Senate, passed, 1083
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4030. A Concurrent Resolution directing a study by the Legislative Council to determine the feasibility and desirability of legislation regulating clay, sand, and gravel pit and other land disturbing operations.

Received from Senate, 1084
 Introduction, first reading and referred to Committee on Legis-
 lative Council Resolutions, 1135
 Reported back, do pass, 1157
 Second reading and final passage, 1229
 Clincher, 1229
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

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.

Received from Senate, 1111
Introduction, first reading and referred to Committee on Judiciary, 1135
Reported back, do pass, 1155
Second reading and final passage, 1230
Clincher, 1230
Returned to Senate, passed, 1270
Received from Senate, signed by President, 1469
Signed by Speaker, 1470
Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4032. A concurrent resolution commending Senator Milton R. Young for his service to North Dakota.

Received from Senate, 579
Rules suspended, not referred to Committee, read in entirety, not printed as a Bill, printed in Journal, placed on second reading and final passage, 579
Reported back, do pass, 580
Second reading and final passage, 580
Returned to Senate, passed, 621
Received from Senate, signed by President, 724
Signed by Speaker, 724
Returned to Senate, signed by Speaker, 730

Senate Concurrent Resolution No. 4033. A Concurrent Resolution commending the rural electric and rural telephone cooperatives for their significant and long-standing contributions to the social and economic development of North Dakota by virtue of providing dependable and low cost electric and telephone service to all areas regardless of density and load area factors, and thereby contributing an important and strategic part in the effort to stem the forced migration of rural citizens to urban areas.

Received from Senate, 762
Introduction, first reading and referred to Committee on State and Federal Government, 795
Reported back, indefinitely postponed, 1066
Substitute motion to place Resolution on calendar prevailed, 1067
Re-referred to Committee on State and Federal Government, 1118
Reported back, amended, 1180
Amendments adopted, 1214
Second reading and final passage, lost, 1279
Returned to Senate, failed to pass, 1327

Senate Concurrent Resolution No. 4035. A Concurrent Resolution directing the Legislative Council to make a study of necessary legislation and costs to the State of North Dakota to comply with the Federal Environmental Pesticide Control Act of 1972, requiring implementation of training programs for certification of all commercial and private applicators of pesticide chemicals.

Received from Senate, 1084
Introduction, first reading and referred to Committee on Legislative Council Resolutions, 1135
Reported back, do pass, 1157
Second reading and final passage, 1230
Clincher, 1231
Returned to Senate, passed, 1270
Received from Senate, signed by President, 1469
Signed by Speaker, 1470
Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4036. A Concurrent Resolution urging the Aviation Subcommittee of the Commerce Committee of the United States Senate to give favorable consideration to Senate Bill No. 3460, which authorizes the United States Civil Aeronautics Board to contract for experimental commuter airline service to be provided to small communities in sparsely populated states, such as North Dakota.

Received from Senate, 860
 Introduction, first reading and referred to Committee on Transportation, 885
 Reported back, do pass, 1047
 Second reading and final passage, 1075
 Returned to Senate, passed, 1164
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4037. A Concurrent Resolution directing the Legislative Council to conduct a continuing study of financing of elementary and secondary schools.

Received from Senate, 1111
 Introduction, first reading and referred to Committee on Legislative Council Resolutions, 1135
 Reported back, without recommendation, 1184
 Second reading and final passage, 1231
 Clincher, 1232
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4038. A Concurrent Resolution requesting the State Auditor to make a study of the cash flow and investment practices and policies of the several county governments.

Received from Senate, 932
 Introduction, first reading and referred to Committee on Education, 948
 Reported back, do pass, 995
 Second reading and final passage, 1032
 Returned to Senate, passed, 1083
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4039. A Concurrent Resolution directing the Legislative Council to study the laws, practices and procedures involved and concerned with the North Dakota sales, market, productivity and other studies for assessment purposes.

Received from Senate, 1084
 Introduction, first reading and referred to Committee on Legislative Council Resolutions, 1135
 Reported back, do pass, 1157
 Second reading and final passage, 1232
 Clincher, 1232
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4048. A concurrent Resolution directing the Legislative Council to conduct a study of co-operative vocational education programs between and among school districts, and to determine the feasibility of providing incentive payments to school districts which send students to other districts for vocational education programs.

Received from Senate, 1084
 Introduction, first reading and referred to Committee on Legislative Council Resolutions, 1135
 Reported back, do pass, 1157
 Second reading and final passage, 1232
 Clincher, 1233
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4051. A Concurrent Resolution directing the State Historical Society and the Director of Institutions to take possession of pictures of legislators, catalog them and place them in safe-keeping with the State Historical Society.

Received from Senate, 724
 Introduction, first reading and referred to Committee on State and Federal Government, 737
 Reported back, do pass, 829
 Second reading and final passage, 856
 Returned to Senate, passed, 904
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4053. A Concurrent Resolution urging Congress to provide funds to the appropriate agency for construction of a scenic road in the North Dakota Badlands connecting the three units of the Theodore Roosevelt National Memorial Park.

Received from Senate, 956
 Introduction, first reading and referred to Committee on State and Federal Government, 965
 Reported back, do pass, 1068
 Second reading and final passage, lost, 1119
 Returned to Senate, failed to pass, 1205

Senate Concurrent Resolution No. 4061. A Concurrent Resolution commending the Mary College legislative guides program and urging the college to continue this program during future sessions.

Received from Senate, 724
 Rules suspended, not referred to Committee, read in entirety not printed as a Bill, printed in Journal, placed on second reading and final passage, 737
 Reported back, do pass, 737
 Second reading and final passage, 737
 Returned to Senate, passed, 791
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4063. A Concurrent Resolution providing for the completion of the legislative journals of the senate and house.

Received from Senate, 762
 Rules suspended, not referred to Committee, read in entirety,
 not printed as a Bill, printed in Journal, placed on second
 reading and final passage, 804
 Second reading and final passage, 835-836
 Returned to Senate, passed, 877
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4064. A Concurrent Resolution directing the Legislative Council to study the impact and ramifications of issuance of bonds by junior colleges; the impact of state aid to junior colleges; the division of vocational education services between colleges, universities, and secondary schools; the possibility of commingling vocational and special education funds and distributing them through the Foundation Program while retaining flexibility of administration; and the impact of various factors, legal and economic, on all phases of educational finance.

Received from Senate, 1084
 Introduction, first reading and referred to Committee on Legislative Council Resolutions, 1136
 Reported back, do pass, 1157
 Second reading and final passage, 1233
 Clincher, 1234
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4065. A Concurrent Resolution directing a study by the Legislative Council in order to determine the adequacy of present environmental laws and their enforcement.

Received from Senate, 1084
 Introduction, first reading and referred to Committee on Legislative Council Resolutions, 1136
 Reported back, do pass, 1157
 Second reading and final passage, 1234
 Clincher, 1235
 Returned to Senate, passed, 1270
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4066. A Concurrent Resolution commending the North Dakota Congressional Delegation for its opposition to President Richard M. Nixon's budget cuts affecting rural America.

Received from Senate, 1111
 Introduction, first reading and referred to Committee on Agriculture, 1136
 Reported back, without recommendation, 1156
 Motion to lay Bill over one day prevailed, 1235
 Second reading, lost, 1342
 Clincher, 1343
 Returned to Senate, failed to pass, 1367

Senate Concurrent Resolution No. 4068. A Concurrent Resolution requesting the Director of Institutions to evaluate the teaching programs at Marmot High School as they relate to the public school system.

Received from Senate, 932
 Introduction, first reading and referred to Committee on Education, 948
 Reported back, amended, 1156
 Amendments adopted, 1214
 Second reading and final passage, 1280
 Clincher, 1280
 Returned to Senate, amended, 1327
 Senate does not concur, 1365
 Conference Committee:
 Senate, 1366
 House, 1366
 Conference Committee report:
 Senate adopts, 1408
 House adopts, 1415
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4069. A Concurrent Resolution requesting the Congress of the United States to propose an amendment to the United States Constitution for ratification by the states which will guarantee the right of the unborn human to life throughout is intrauterine development subordinate only to saving the life of the mother, and will guarantee that no human life shall be denied protection of law or deprived of life on account of age, sickness, or condition of dependency.

Received from Senate, 1111
 Introduction, first reading and referred to Committee on Judiciary, 1136
 Reported back, amended, 1156
 Amendments adopted, 1215
 Second reading and final passage, 1281
 Clincher, 1281
 Returned to Senate, amended, 1327
 Senate concurs, 1336
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4070. A Concurrent Resolution urging the Congress of the United States to further examine, study and review the Internal Revenue Code of the United States and as a matter of priority enact the necessary amendments and changes thereto inasmuch as continued progress on tax reform is of vital importance and an economic necessity for the well-being of the taxpayers of the United States.

Received from Senate, 878
 Introduction, first reading and referred to Committee on Finance and Taxation, 907
 Reported back, do pass, 1047
 Second reading and final passage, 1075
 Returned to Senate, passed, 1164
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4072. A Concurrent Resolution urging the Congress to ensure reinstatement of all subsidized and interest credit Farmers Home Administration and the reinstatement of Housing and Urban Development Programs for the elderly and low-to-moderate income citizens of rural America.

Received from Senate, 1066
 Introduction, first reading and referred to Committee on Finance and Taxation, 1082
 Reported back, amended, 1183
 Amendments adopted, 1215
 Second reading and final passage, 1281
 Clincher, 1282
 Returned to Senate, amended, 1327
 Senate does not concur, 1344
 Conference Committee:
 Senate, 1345
 House, 1366
 Conference Committee report:
 Senate adopts, 1390
 House adopts, 1406
 Second reading on final passage, 1406
 Clincher, 1406
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4074. A Concurrent Resolution commending the Standing Rock Sioux Tribe upon the one hundredth anniversary of the establishment of the Standing Rock Agency at Fort Yates.

Received from Senate, 878
 Introduction, first reading and referred to Committee on State and Federal Government, 907
 Reported back, do pass, 945
 Second reading and final passage, 980
 Returned to Senate, passed, 1027
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4077. A Concurrent Resolution directing the Legislative Council to carry out a comprehensive study and investigation of the State's correctional institutions.

Received from Senate, 1244
 Introduction, first reading and referred to Committee on Legislative Council Resolutions Committee
 Reported back, without recommendation, 1419
 Second reading and final passage, 1419
 Clincher, 1420
 Returned to Senate, passed, 1421
 Received from Senate, signed by President, 1469
 Signed by Speaker, 1470
 Returned to Senate, signed by Speaker, 1470

Senate Concurrent Resolution No. 4078. A Concurrent Resolution congratulating the Fort Yates Warriors basketball team on winning the 1973 North Dakota Class A Basketball Championship.

Received from Senate, 1294

Rules suspended, not referred to Committee, read in entirety, not printed as a Bill, printed in Journal, placed on second reading and final passage, 1307

Introduction, first reading and referred to Committee, 1307

Second reading and final passage, 1308

Clincher, 1308

Returned to Senate, passed, 1327

Received from Senate, signed by President, 1469

Signed by Speaker, 1470

Returned to Senate, signed by Speaker, 1470